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Regulations

TITLE 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket No. 5117]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

RUCKER'S IMPERIAL BREEDING FARM, INC., ET AL.

§ 3.6 (a) Advertising falsely or misleadingly—Business status, advantages or connections of advertiser—Government connection: § 3.6 (a) Advertising falsely or misleadingly—Business status, advantages or connections of advertiser—Organization and operation: § 3.6 (a) Advertising falsely or misleadingly—Business status, advantages or connections of advertiser—Stock: § 3.6 (i) Advertising falsely or misleadingly—History of product or offering: § 3.6 (t) Advertising falsely or misleadingly—Qualities or properties of product or service: § 3.6 (dd) Advertising falsely or misleadingly—Special or limited offers: § 3.6 (ee) Advertising falsely or misleadingly—Terms and conditions: § 3.72 (e) Offering deceptive inducements to purchase or deal—Free goods: § 3.72 (n) Offering deceptive inducements to purchase or deal—Special offers, savings and discounts: § 3.72 (n10) Offering deceptive inducements to purchase or deal—Terms and conditions. In connection with the offering for sale, sale and distribution of baby chicks or other poultry in commerce, (1) representing that respondents are R. O. P. poultry breeders or that they operate a poultry plant under the supervision of an official State agency supervising United States Record of Performance Work; or in any other manner misrepresenting the egg-production record of respondents' flocks or the extent of supervisions maintained over said flocks; (2) representing that baby chicks hatched from eggs produced on farms other than those owned and controlled by the respondents were hatched from eggs produced at the hatcheries operated by the respondents; (3) representing that any number of chicks will be delivered free, when such delivery is contingent upon the purchase of other chicks from the respondents; (4) representing that a certain number of chicks will be supplied with the pur-

chase of a stated number of chicks unless the additional chicks so specified are actually delivered or authority to substitute is obtained from the purchaser prior to delivery; or (5) representing that respondents are making a special offer to a limited number of prospective purchasers for advertising or display purposes or otherwise, when such offer is made available to purchasers generally, without restriction as to number or location; prohibited subject to the provision, however, that the order shall not be construed as prohibiting representations that respondents' baby chicks are R. O. P. sired when such chicks have actually been sired by males which have been officially banded with U. S. R. O. P. sealed and numbered official leg bands and duly registered as such; or representations that the flocks supplying the eggs from which the baby chicks are hatched are headed by R. O. P. males when the flocks concerning which such representations are made are segregated and headed by such officially banded R. O. P. males; *Provided, however*, That such representations are not made in such a manner as to represent, directly or by implication, that the baby chicks so offered for sale are U. S. R. O. P. chicks, or that the respondents are participants in the National Poultry Improvement Plan. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., sec. 45b) [Modified cease and desist order, Rucker's Imperial Breeding Farm, Inc., et al., Docket 5117, November 28, 1945]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 28th day of November, A. D. 1945.

In the Matter of Rucker's Imperial Breeding Farm, Inc., a Corporation; Famous Poultry Farms, Inc., a Corporation; Hillview Poultry Farms, Inc., a Corporation; Ross R. Salmon, individually, and as an Officer of Rucker's Imperial Breeding Farm, Inc., a Corporation, Famous Poultry Farms, Inc., a Corporation, and Hillview Poultry Farms, Inc., a Corporation

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission, the answers of the respondents, and a stipulation as to the facts entered into upon

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FEDERAL REGISTER

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NOTICE

1944 Supplement

The following books of the 1944 Supplement to the Code of Federal Regulations are now available from the Superintendent of Documents, Government Printing Office, at \$3 per copy:

Book 1: Titles 1-10, including Presidential documents in full text.

Book 2: Titles 11-32.

A limited sales stock of the Cumulative Supplement and the 1943 Supplement is still available as previously announced.

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the record, which stipulation provided, among other things, that, without further evidence or other intervening procedure, the Commission might proceed upon the facts as stipulated to make its report, stating its findings as to the facts and its conclusions based thereon and enter its order disposing of the proceeding, the Commission, on October 21, 1944, made its findings as to the facts and its conclusion that respondents had violated the provisions of the Federal Trade Commission Act and issued its order to cease and desist. Thereafter, on November 3, 1944, the respondents filed a motion to modify the findings as to the facts, conclusion and order to cease and desist, and the Commission, having considered said motion and the record and being of the opinion that a modified order to cease and desist should be issued, on December 21, 1944, issued its modified order to cease and desist.

On October 31, 1945, Richard P. Whiteley, Assistant Chief Counsel of the Commission, and James R. Quinn, counsel for the respondents, executed a stipulation whereby it was agreed that said order to cease and desist issued in this proceeding on December 21, 1944, without notice or hearing, might be modified in the respects set out in said stipulation. The Commission having duly considered said stipulation and the record herein, and being of the opinion that a modified order to cease and desist should be issued in said cause, issues this its modified order to cease and desist:

It is ordered, That the respondent Rucker's Imperial Breeding Farm, Inc., a corporation, and its officers, and respondent Ross R. Salmon, an individual, and their respective representatives, agents, and employees, directly or through any corporate or other device, in connection with the offering for sale, sale, and distribution of baby chicks or other poultry in commerce as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

1. Representing that respondents are R. O. P. poultry breeders or that they operate a poultry plant under the supervision of an official State agency supervising United States Record of Performance Work; or in any other manner misrepresenting the egg-production record of respondents' flocks or the extent of supervisions maintained over said flocks.

2. Representing that baby chicks hatched from eggs produced on farms other than those owned and controlled by the respondents were hatched from eggs produced at the hatcheries operated by the respondents.

3. Representing that any number of chicks will be delivered free, when such delivery is contingent upon the purchase of other chicks from the respondents.

4. Representing that a certain number of chicks will be supplied with the purchase of a stated number of chicks unless the additional chicks so specified are actually delivered or authority to substitute is obtained from the purchaser prior to delivery.

5. Representing that respondents are making a special offer to a limited number of prospective purchasers for advertising or display purposes or otherwise,

when such offer is made available to purchasers generally, without restriction as to number or location.

It is further ordered, That this order shall not be construed as prohibiting representations that respondents' baby chicks are R. O. P. sired when such chicks have actually been sired by males which have been officially banded with U. S. R. O. P. sealed and numbered official leg bands and duly registered as such; or representations that the flocks supplying the eggs from which the baby chicks are hatched are headed by R. O. P. males when the flocks concerning which such representations are made are segregated and headed by such officially banded R. O. P. males; *Provided, however*, That such representations are not made in such a manner as to represent, directly or by implication, that the baby chicks so offered for sale are U. S. R. O. P. chicks, or that the respondents are participants in the National Poultry Improvement Plan.

It is further ordered, That the complaint herein be, and the same hereby is, dismissed as to respondents Famous Poultry Farms, Inc., a corporation, and Hillview Poultry Farms, Inc., a corporation.

It is further ordered, That the respondents shall, within sixty (60) days after service upon them of this order file with the Commission a report in writing, setting forth in detail the manner and form in which they have complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 46-188; Filed, Jan. 4, 1946;
9:03 a. m.]

TITLE 19—CUSTOMS DUTIES

Chapter I—Bureau of Customs

[T. D. 51381]

PART 6—AIR COMMERCE REGULATIONS

DESIGNATION OF BELLINGHAM AIRPORT, BELLINGHAM, WASH., AS AIRPORT OF ENTRY

DECEMBER 29, 1945.

The Bellingham Airport, Bellingham, Washington, is hereby designated as an airport of entry for civil aircraft and merchandise carried thereon arriving from places outside the United States, as defined in section 9 (b) of the Air Commerce Act of 1926 (U.S.C. title 49, sec. 179 (b)), for a period of 1 year from January 10, 1946.

The list of temporary airports of entry in § 6.13, Customs Regulations of 1943 (19 CFR, Cum. Supp., 6.13), is hereby amended by inserting therein the location and name of this airport, date designated, and the period "1 year."

(Sec. 7 (b), 44 Stat. 572; 49 U.S.C. 177 (b).)

[SEAL] JOSEPH J. O'CONNELL, Jr.,
Acting Secretary of the Treasury.

[F. R. Doc. 46-179; Filed, Jan. 3, 1946;
3:43 p. m.]

[T. D. 51382]

PART 6—AIR COMMERCE REGULATIONS

DESIGNATION OF GRAND FORKS MUNICIPAL AIRPORT, GRAND FORKS, N. DAK., AS AIRPORT OF ENTRY

DECEMBER 29, 1945.

The Grand Forks Municipal Airport, Grand Forks, North Dakota, is hereby designated as an airport of entry for civil aircraft and merchandise carried thereon arriving from places outside the United States, as defined in section 9 (b) of the Air Commerce Act of 1926 (U.S.C. title 49, sec. 179 (b)), for a period of 1 year from January 1, 1946.

The list of temporary airports of entry in § 6.13, Customs Regulations of 1943 (19 CFR, Cum. Supp., 6.13), is hereby amended by inserting therein the location and name of this airport, date designated, and the period "1 year."

(Sec. 7 (b), 44 Stat. 572; 49 U.S.C. 177 (b).)

[SEAL] JOSEPH J. O'CONNELL, Jr.,
Acting Secretary of the Treasury.

[F. R. Doc. 46-180; Filed, Jan. 3, 1946;
3:43 p. m.]

TITLE 26—INTERNAL REVENUE

Chapter I—Bureau of Internal Revenue

Subchapter C—Miscellaneous Excise Taxes

[T. D. 37]

PART 151—REGULATIONS UNDER THE HARRISON NARCOTIC LAW, AS AMENDED

EXEMPT NARCOTIC PREPARATIONS

Narcotic Regulations 5 (26 CFR, Part 151), relating to narcotics subject to the Harrison Narcotic Law, but only as prescribed and made applicable to the Internal Revenue Code by Treasury Decision 4884, approved February 11, 1939 (26 CFR, Cum. Supp., Chapter I; note on page 5875), are amended by inserting immediately following § 151.185, as amended by Treasury Decision 32 (Narcotics), approved February 6, 1942 (26 CFR, Cum. Supp. 151.185), the following:

§ 151.185a *Manufacturers' returns required.* Effective for the calendar year 1946 and subsequent years, every person registered in Class 5 as a manufacturer of exempt narcotic preparations, who uses more than 25 ounces of narcotics of all kinds in such manufacture in one year, unless also registered as a manufacturer of taxable narcotic drugs, shall render quarterly a return on Form 802 (manufacturers registered in Class 1 shall continue to use Form 810c). The return shall contain a statement of the purchase quota granted for the year and of all the purchases of each kind of taxable narcotics during the period beginning with the first day of the year and continuing through the last day of the quarter for which the return is made. The return shall also show a complete accounting for the quarter for (a) taxable narcotics purchased, used, and on hand, and (b) exempt preparations produced, used, and on hand. Such return

shall be filed with the Collector of Internal Revenue for the district in which the business is located on or before the 15th day of April, July, October and January, for the three-month period ending on the last day of March, June, September and December, respectively. The collector shall forward the return to the Commissioner of Narcotics in the same manner as other narcotic returns.

(Secs. 2551, 2559 and 2606, I. R. C. (53 Stat. 270, 277, 283; 26 U.S.C., 2551, 2559, 2606))

[SEAL] H. J. ANSLINGER,
Commissioner of Narcotics.
JOSEPH D. NUNAN, Jr.,
Commissioner of Internal Revenue.

Approved: December 29, 1945.

JOSEPH J. O'CONNELL, Jr.,
Acting Secretary of the Treasury.
[F. R. Doc. 46-181; Filed, Jan. 3, 1946;

TITLE 29—LABOR

Chapter VIII—Commissioner of Internal Revenue

[T. D. 5489]

PART 1002—STABILIZATION OF SALARIES

MISCELLANEOUS AMENDMENTS

Treasury Decision 5295 (29 CFR, Part. 1002) relating to the stabilization of salaries under the act of October 2, 1942, is amended as follows:

PARAGRAPH 1. The first sentence of the first paragraph of § 1002.31 is amended to read as follows: "The provisions of this part shall not apply in the case of an employer who employs eight or less individuals in a single business: *Provided, however,* That for the effective administration of the national wage and salary stabilization program, the provisions of this part may be extended to employers of eight or less individuals and to such extent as may be deemed necessary."

PAR. 2. The second sentence of § 1002.10 is amended by substituting a semicolon for the period at the end thereof, immediately after the words "General Regulations", and adding the following, indenting the first line:

(3) *Provided, however,* That on and after July 31, 1945, the Commissioner shall have no authority to make determinations of contravention with respect to any salary payments made to personnel, both relief and regular crews, employed on all ships including dry cargo, tankers, barges and towboats engaged in offshore, coastwise, harbor and inland waterways activities (outside of the Great Lakes area).

[SEAL] JOSEPH D. NUNAN, Jr.,
Commissioner of Internal Revenue.

Approved: January 3, 1946.

JOSEPH J. O'CONNELL, Jr.,
Acting Secretary of the Treasury.
[F. R. Doc. 46-178; Filed, Jan. 3, 1946;
3:42 p. m.]

TITLE 31—MONEY AND FINANCE: TREASURY

Chapter I—Monetary Offices

PART 122—GENERAL LICENSES ISSUED UNDER EXECUTIVE ORDER 6073, AS AMENDED

TRANSACTION OF NORMAL BANKING BUSINESS

DECEMBER 31, 1945.

General license issued under Executive Order No. 6073, as amended, section 5 (b) of the act of October 6, 1917, as amended, and section 4 of the act of March 9, 1933.

§ 122.1 *General license to transact normal banking business.* A general license to transact normal banking business is hereby granted to all banks hereafter authorized to begin business by the Comptroller of the Currency, effective upon the date of such authorization, and to all state banks hereafter admitted to membership in the Federal Reserve System, effective upon the date of such admission, except:

(a) To the extent prohibited in the Executive order 6073 of the President of the United States issued on March 10, 1933, as amended by the Proclamation 2070 of December 30, 1933, and by the Executive order 6559 of January 15, 1934. (31 CFR, 120.3, 120.5);

(b) To the extent limited or prohibited by any executive order of the President or by regulations of the Secretary of the Treasury.

This license may be revoked in whole or in part by the Secretary of the Treasury at any time.

[SEAL] FRED M. VINSON,
Secretary of the Treasury.

[F. R. Doc. 46-182; Filed, Jan. 3, 1946;
3:42 p. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VI—Selective Service System

[No. 313]

EDUCATIONAL VERIFICATION, ETC.

ORDER PRESCRIBING FORMS

Pursuant to authority contained in the Selective Training and Service Act of 1940, as amended, I hereby prescribe the following changes in DSS Forms:

Discontinuance of DSS Form 211, entitled "Educational Verification."

Discontinuance of DSS Form 213, entitled "Cooperative School Report."

Discontinuance of DSS Form 213-A, entitled "Envelope for Forms 213 or 214."

Discontinuance of DSS Form 214, entitled "Special School Report."

The foregoing change in DSS Forms shall become a part of the Selective Service regulations effective within the continental United States immediately upon the filing hereof with the Division of the Federal Register and effective outside the continental limits of the United States on the 30th day after the date of filing

hereof with the Division of the Federal Register.

LEWIS B. HERSHEY,
Director.

DECEMBER 28, 1945.

[F. R. Doc. 46-177; Filed, Jan. 3, 1946;
3:21 p. m.]

Chapter XI—Office of Price Administration

PART 1305—ADMINISTRATION

[SO 110,¹ Amdt. 3]

MANUFACTURER'S MAXIMUM AVERAGE PRICE FOR GREY AND CERTAIN FINISHED RAYON AND OTHER SYNTHETIC WOVEN FABRICS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Supplementary Order No. 110 is amended in the following respect:

1. Paragraph (c) of section 6 is amended to read as follows:

(c) *Make-up rule to be observed by manufacturer having net surcharge at end of each of two consecutive quarters.* Any manufacturer who incurs a net surcharge at the end of two consecutive quarters shall not after January 31, 1946, deliver fabrics subject to this order at a gross price per yard above his maximum average price until he has "made-up" the net surcharge existing at the end of the second such quarter.

This amendment shall become effective January 2, 1946.

Issued this 2d day of January 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-89; Filed, Jan. 2, 1946;
4:59 p. m.]

PART 1305—ADMINISTRATION

[SO 132,² Amdt. 13]

EXEMPTION AND SUSPENSION FROM PRICE CONTROL OF CERTAIN FOODS, GRAINS AND CEREALS, FEEDS, TOBACCO AND TOBACCO PRODUCTS, AGRICULTURAL CHEMICALS, INSECTICIDES AND BEVERAGES

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Supplementary Order No. 132 is amended in the following respect:

In section 1 (a) (2), the following commodities are added in alphabetical order:

Eggplant, fresh.
Sweet peppers, fresh.

¹ 10 F.R. 5404, 6946, 8233.

² 10 F.R. 11512, 11808, 12526, 12960, 12986, 13368, 13402, 13403, 14023, 14257, 14815, 14954.

This amendment shall become effective 12:01 a. m. January 2, 1946.

Issued this 29th day of December 1945.

CHESTER BOWLES,
Administrator.

For the reasons stated in the Statement of Considerations accompanying the foregoing amendment, I approve the exemption of the commodities named.

J. C. COLLET,
Stabilization Administrator.

Approved: December 28, 1945.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 45-23256; Filed, Dec. 29, 1945;
4:52 p. m.]

PART 1305—ADMINISTRATION

[SO 132, Amdt. 14]

EXEMPTION AND SUSPENSION FROM PRICE CONTROL OF CERTAIN FOODS, GRAINS AND CEREALS, FEEDS, TOBACCO AND TOBACCO PRODUCTS, AGRICULTURAL CHEMICALS, INSECTICIDES AND BEVERAGES

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Supplementary Order No. 132 is amended in the following respect:

In section 2 (a) (1), the termination date named for "Citrus fruit, fresh (domestic and imported): This includes, but is not limited to, oranges, grapefruit, lemons, tangerines and temples, king oranges, clementines, tangelos and satsumas," is amended to read January 3, 1946.

This amendment shall become effective 12:01 a. m., January 4, 1946.

Issued this 3d day of January 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

Approved by directive of the Stabilization Administrator, January 3, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

For the reasons stated in accompanying Statement of Consideration the foregoing action is authorized and directed.

J. C. COLLET,
Stabilization Administrator.

[F. R. Doc. 46-186; Filed, Jan. 3, 1946;
4:21 p. m.]

PART 1305—ADMINISTRATION

[Gen. RO 18, Amdt. 2]

DISTRIBUTION OF BASES TO CERTAIN FORMER MEMBERS OF THE ARMED FORCES

A rationale for this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register. General Ration Order 18 is amended in the following respects:

1. Section 2 is amended by substituting the words "District Office" for the word "Board" wherever the word "Board" appears in this section.

2. Section 3 (a) (5) is amended by substituting the phrase, "Third Revised Ration Order 3" for the phrase, "Second Revised Ration Order 3," deleting the phrase, "Revised Ration Order 13 or Revised Ration Order 16," and substituting the phrase "Revised General Ration Order 5" for the phrase, "General Ration Order 5."

3. Section 3 (a) (9) is amended to read as follows:

(9) The amount of the base for sugar he wishes for the establishment covered by the application, stated separately for each group of products or type of refreshment service covered by the application;

4. Section 3 (a) (10) (iii) is amended to read as follows:

(iii) That he does not already have a base;

5. Section 3 (a) (11) (ii) is amended to read as follows:

(ii) That he does not already have a base other than a base for meal services for an establishment at the same location as the one covered by the application;

6. Section 3 (b) is amended to read as follows:

(b) The applicant must at the time of his application, if the application is made in person, show his discharge papers or certificate of satisfactory completion of active duty, or a photostatic copy thereof, to the District Office. If the application is made by mail a photostatic copy of the applicant's discharge papers or certificate of satisfactory completion of active duty must accompany the application when it is mailed to the District Office;

7. Section 4 (a) is revoked;

8. Section 4 (b) is redesignated section 4 (a) and subparagraph (1) thereof is amended to read as follows:

(1) If the application is for an industrial user establishment using sugar for one of the groups of products or uses listed in Schedule I and the District Office finds that he will engage in the business for which he applies, that the statements made in the application are true, and that the applicant satisfies the requirements of section 3, it shall register the applicant on OPA Form R-1200 as an "industrial user" and grant him a base, depending on the group of products or uses he will make at the establishment covered by the application and in accordance with Schedule I in the Supplement to this order. In no event, however, shall the base be larger than the base of a comparable establishment in the area in which his establishment is located. If the products or uses for which the applicant requests a base are not included in Schedule I, the District Office may not act upon the application, but must send it, together with any other information received, to the Washington Office for decision, or take such other action as the Washington Office may authorize or direct.

However, in many cases the products for which no maximum base has been provided in the supplement to this order require excessively large amounts of sugar or are of a kind designed primarily for other than direct consumption. The present tight sugar supply situation makes it inadvisable to provide bases for such products. Most applications for bases make products for which a maximum base has not been provided, will, therefore, be denied.

9. The first sentence of the new section 4 (a) (2) is amended by deleting the words, "and Section 4 (a)", and the third sentence is amended by substituting the word "sugar" for the words, "rationed foods".

10. Section 4 (c) is redesignated section 4 (b);

11. Section 4 (d) is redesignated section 4 (c);

12. Section 5 (a) is amended by substituting the word "sugar" for the words "rationed foods".

13. Section 5 (a) (1) is amended by substituting for the words "rationed foods or ration evidences", the words "sugar or sugar ration evidence";

14. Section 5 (b) is amended to read as follows:

(b) No person who obtains a base or bases under this order may use his allotments of sugar for any product, or refreshment service, not included in the group of products or type of refreshment service for which he was granted the base or bases. Furthermore, no such person may use, to make any group of products or type of refreshment service, as shown in Schedules I or II, more sugar than the amount of sugar allotted to him for that group of products or type of refreshment service.

15. The first sentence of Section 6 (a) is amended by substituting for the phrase, "of the ration order covering the rationed foods used at the establishment", the phrase, "of section 17.1 of Third Revised Ration Order 3."

16. The second sentence of section 6 (a) is amended by substituting for the phrase "a rationed food" the word "sugar";

17. Section 11 (a) is revoked;

18. Section 11 (b) is redesignated section 11 (a);

19. Section 11 (c) is redesignated section 11 (b) and is amended by substituting for the words, "each rationed food", the word, "sugar" and substituting for the words, "the ration order covering that food", the words "Third Revised Ration Order 3."

20. Section 11 (d) is redesignated section 11 (c) and is amended by deleting the word "Board" and by inserting the word "Revised" after the word "in" and before the word "General".

This amendment shall become effective at 12:01 a. m., January 1, 1946.

Issued this 29th day of December 1945.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 45-23168; Filed, Dec. 29, 1945;
3:02 p. m.]

¹ 10 F.R. 11512, 11808, 12526, 12960, 12986, 13368, 13402, 13403, 14023, 14257.

PART 1315—RUBBER AND PRODUCTS AND MATERIALS OF WHICH RUBBER IS A COMPONENT

[Rev. RO 1B, Revocation]

MILEAGE RATIONING: TIRE REGULATIONS FOR PUERTO RICO

A rationale accompanying this order of revocation, issued simultaneously herewith has been filed with the Division of the Federal Register.

Revised Ration Order 1B (§ 1315.14) is hereby revoked, except that any violation which occurred or rights or liabilities which arose before the effective date of this order of revocation shall be governed by the order in effect at the time the violation occurred or the rights or liabilities arose.

This order of revocation shall become effective as of 12:01 a. m., January 1, 1946.

Issued this 28th day of December 1945.

JORGE BENITEZ GAUTIER,
Acting Director, Puerto Rico.

Approved:

JAMES P. DAVIS,
Regional Administrator,
Region IX.

[F. R. Doc. 46-208; Filed, Jan. 4, 1946;
11:36 a. m.]

PART 1315—RUBBER AND PRODUCTS AND MATERIALS OF WHICH RUBBER IS A COMPONENT

[Rev. RO 1C, Revocation]

TIRE RATIONING REGULATIONS FOR THE VIRGIN ISLANDS

A rationale accompanying this order, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Ration Order 1C is hereby revoked, except that any violations which occurred, or rights or liabilities which arose, before the effective date of this order of revocation shall be governed by the order in effect at the time the violations occurred or the rights or liabilities arose.

This order shall become effective at 12:01 a. m. January 1, 1946.

Issued this 27th day of December 1945.

JACOB A. ROBLES,
Territorial Director,
Virgin Islands.

Approved:

JAMES P. DAVIS,
Regional Administrator,
Region IX.

[F. R. Doc. 46-209; Filed, Jan. 4, 1946;
11:36 a. m.]

PART 1315—RATIONING OF RUBBER AND PRODUCTS AND MATERIAL OF WHICH RUBBER IS A COMPONENT

[Rev. RO 1E, Revocation]

TIRES

Subject to section 5.1 of General Ration Order 8, Revised Ration Order 1E

¹ 10 F. R. 6067.

(Tires) and all revocation or suspension orders, issued thereunder to the extent that they relate to tires, are revoked.

This order of revocation shall become effective at 12:01 a. m., January 1, 1946.

Issued this 20th day of December 1945.

GERALD A. BARRETT,
Territorial Director,
Territory of Hawaii.

Approved:

JAMES P. DAVIS,
Regional Administrator,
Region IX.

[F. R. Doc. 46-210; Filed, Jan. 4, 1946;
11:36 a. m.]

PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS

[MPR 389, Amdt. 23]

CEILING PRICES FOR CERTAIN SAUSAGE ITEMS AT WHOLESALE

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation No. 389 is amended in that the last sentence in the note following the definition of "special type chopped pork" in section 13 (h) is amended to read as follows:

In no event shall the authorized volume of production during any current year exceed 115% of the total weight of this product sold by the manufacturer during the year 1944.

This amendment shall become effective January 3, 1946.

Issued this 3d day of January 1946.

CHESTER BOWLES,
Administrator.

Approved: December 28, 1945.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-183; Filed, Jan. 3, 1946;
4:21 p. m.]

PART 1369—METAL ORES

[RMFR 113, Amdt. 2]

IRON ORE PRODUCED IN MINNESOTA, WISCONSIN OR MICHIGAN

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Article II is amended to read as follows:

ARTICLE II—MAXIMUM PRICES AND ADJUSTMENTS

SEC. 7. Maximum prices. The maximum prices set forth herein may be charged for ores shipped in 1945 pursuant to adjustable pricing agreements authorized by Order No. 7 under section 3 of Revised Maximum Price Regulation No. 113.

(a) *Standard ores*—(1) *Mesabi non-Bessemer.* The maximum Lake Erie

price for Mesabi non-Bessemer ore having an iron content, natural, of 51.50% shall be \$4.55 per gross ton delivered at Lower Lake ports.

(2) *Other standard ores.* The maximum Lake Erie prices per gross ton for standard ores, other than Mesabi non-Bessemer, having an iron content, natural, or 51.50% and delivered at lower Lake ports shall be:

Mesabi Bessemer	\$4.70
Old Range non-Bessemer	4.80
Old Range Bessemer	4.95
High Phosphorus	4.55

(3) The maximum prices established in this paragraph (a) shall be adjusted for variations in iron, phosphorus and silica content in accordance with the provisions of section 8.

(b) *Special ores*—(1) *Manganiferous ore.* The maximum Lake Erie price per gross ton for manganiferous ore delivered at Lower Lake ports shall be the sum obtained by multiplying the combined natural iron and manganese analyses of such ore by the single Old Range non-Bessemer unit value of \$0.09320 and adding thereto \$.15 for each unit of natural manganese in excess of 5%.

(2) *Siliceous ore.* The maximum price for siliceous ore shall be \$2.70 per gross ton delivered at Lower Lake ports. Adjustments for low phosphorus content shall be made in accordance with section 8 (b).

(3) *Lump ore.* The maximum Lake Erie price for lump ore having an iron content, natural, of 51.50% shall be \$4.80, plus \$0.90 for lump quality, per gross ton delivered at Lower Lake ports. Adjustments for variations in iron content shall be made upon the basis of a unit value of \$0.11068.

(4) *Other special ores.* Such ores include off-grade and premium ores not specifically named in this paragraph (b). The maximum prices for each such ore shall be:

(i) The sum of (a) the seller's 1941 weighted average spot price for the ore or the price which was approved by the Office of Price Administration before the issuance of this regulation, plus (b) the difference between the seller's 1941 weighted average spot price for standard ore and the maximum price established by this regulation for such standard ore, plus (c) \$0.10 per gross ton for Mesabi ores or \$0.20 per gross ton for Old Range ores; or

(ii) If a maximum price cannot be determined under (i), the price established by the Office of Price Administration upon application by the seller. Such application may be made by letter addressed to the Metals Price Branch, Office of Price Administration, Washington, D. C., and shall contain a full description and analysis of the ore for which a maximum price is requested. The maximum price established by the Office of Price Administration pursuant to such application shall be in line with the maximum prices established by this regulation for other ores.

(c) *Ore sold for delivery other than at Lower Lake ports.* (1) When ore is sold for delivery at the mine, railroad weights shall govern and there shall be deducted from the maximum prices es-

established by this Regulation an amount equal to the total of: (i) Upper Lake rail freight at the established rate for the mode of transportation customarily employed; (ii) Lake freight to Lower Lake ports at the established rate for the mode of transportation customarily employed: *Provided*, That increases in such rates occurring in 1943 shall not be included unless actually paid; (iii) a sum equal to the transportation tax computed on such Upper Lake rail and Lake freight; and (iv) the sum of \$0.05 per gross ton.

(2) When ore is sold for delivery at Upper Lake ports, vessel bill of lading weights shall govern and there shall be deducted from the maximum prices established by this regulation an amount equal to the total of: (i) Lake freight to Lower Lake ports at the established rate for the mode of transportation customarily employed: *Provided*, That increases in such rates occurring in 1943 shall not be included unless actually paid; (ii) a sum equal to the transportation tax computed on such Lake freight; and (iii) the sum of \$0.03 per gross ton: *Provided*, however, That in the case of lump ore, railroad weights minus 0.5% shall govern and an amount equal to the total of (i), (ii) and (iii) shall be deducted from the maximum prices established by this regulation.

(d) *Exchanges*. Exchanges of iron ore between producers, or between consumers, shall not be considered as sales under Revised Maximum Price Regulation No. 113. Producers making exchanges with consumers shall keep for a period of two years records showing: the names and addresses of the persons making the exchanges; the tonnages, names and classifications or grades; full analyses and guarantees (if any); the period within which the exchange is to be completed; the places and terms of delivery; and, if the exchange is on a basis of dollars value, the prices of the ores exchanged calculated to a Lower Lake Erie base.

(e) *Escalation clauses*. Provisions in contracts for the sale and delivery of iron ore which permit escalation or increases in prices shall be operative only to the extent that the prices so determined do not exceed the maximum prices established by this regulation.

SEC. 8. *Adjustments*—(a) *Differentials for variations in iron content*. The differentials for adjusting prices for variations in iron content, natural, of standard ores shall be the established unit values determined by dividing the maximum Lake Erie price for the particular standard ore by 51.50. The following table sets forth the unit values for the respective standard ores:

	Maximum Lake Erie price per gross ton	Unit value
Mesabi non-Bessemer	\$4.55	\$0.08835
Mesabi Bessemer	4.70	.09125
Old Range non-Bessemer	4.80	.09320
Old Range Bessemer	4.95	.09612
High phosphorus	4.55	.08835

(1) When less than 51.50% and not less than 50.00% iron, deduct from the

maximum Lake Erie price at the rate of one unit value for each unit or fraction thereof.

(2) When less than 50.00% and not less than 49.00% iron: from the price computed for 50.00% iron deduct at the rate of one and a half times the unit value for the unit or fraction of a unit less than 50.00%.

(3) When less than 49.00% iron, deduct from the price computed for 49.00% iron at the rate of two times the unit value for each unit or fraction of a unit of iron less than 49.00%.

(4) When iron content exceeds 51.50%, add to the maximum Lake Erie price at the rate of one unit value for each unit or fraction of a unit of iron above 51.50%.

(b) *Premiums for low phosphorus content*. Bessemer ore is ore which contains not more than 0.045% phosphorus, dry. Premiums for phosphorus content less than 0.045% shall not exceed those set forth in the following standard phosphorus table:

Percent of phosphorus	Rate of progression	Phosphorus values
0.045	0.0000	0.0000
0.044	.0080	.0080
0.043	.0085	.0165
0.042	.0090	.0255
0.041	.0095	.0350
0.040	.0100	.0450
0.039	.0105	.0555
0.038	.0110	.0665
0.037	.0115	.0780
0.036	.0120	.0900
0.035	.0125	.1025
0.034	.0130	.1155
0.033	.0135	.1290
0.032	.0140	.1430
0.031	.0145	.1575
0.030	.0150	.1725
0.029	.0155	.1880
0.028	.0160	.2040
0.027	.0165	.2205
0.026	.0170	.2375
0.025	.0175	.2550
0.024	.0180	.2730
0.023	.0185	.2915
0.022	.0190	.3105
0.021	.0195	.3300
0.020	.0200	.3500
0.019	.0205	.3705
0.018	.0210	.3915
0.017	.0215	.4130
0.016	.0220	.4350
0.015	.0225	.4575
0.014	.0230	.4805
0.013	.0235	.5040
0.012	.0240	.5280
0.011	.0245	.5525
0.010	.0250	.5775
0.009	.0255	.6030
0.008	.0260	.6290
0.007	.0265	.6555
0.006	.0270	.6825
0.005	.0275	.7100
0.004	.0280	.7380
0.003	.0285	.7665
0.002	.0290	.7955
0.001	.0295	.8250

(c) *Other differentials*—(1) *Differentials for silica and phosphorus*. The differentials for silica and phosphorus (other than standard high phosphorus ores), which each seller allowed during the 1941 season shall be deducted from the maximum prices established in section 7 (a).

(d) *Premiums for less than cargo lots*. In the case of shipments in less than cargo lots, each seller may add to such prices the premiums which he had in effect during the 1941 season.

This amendment shall become effective December 29, 1945.

Issued this 29th day of December 1945.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 45-23253; Filed, Dec. 29, 1945; 4:46 p. m.]

[RMFR 373, Amdt. 53]

PART 1418—TERRITORIES AND POSSESSIONS
SUGAR IN HAWAII

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 15 of Revised Maximum Price Regulation 373 is amended in the following respects:

1. Paragraph (b) is amended to read as follows:

(b) *Maximum prices for sales of fine granulated sugar by primary distributors located on the island of Oahu*—(1) *Sales of granulated sugar to canners*. (i) For orders placed by the canner with the primary distributor before June 25 of any calendar year, the maximum prices shall be:

(a) \$5.25 per one hundred pounds when packaged in a paper container;
(b) \$5.31 per one hundred pounds when packaged in a cotton container;
(c) \$5.35 per one hundred pounds when packaged in a jute container with cotton liner.

(ii) For orders placed by the canner with the primary distributor on and after June 25 of any calendar year, the maximum prices shall be:

(a) \$5.50 per one hundred pounds when packaged in a paper container;
(b) \$5.56 per one hundred pounds when packaged in a cotton container;
(c) \$5.60 per one hundred pounds when packaged in a jute container with cotton liner.

(iii) These maximum prices include delivery by the primary distributor f. o. b. cars of the Oahu Railway and Land Company at the buyer's cannery in Honolulu, or the depot or wharf of the Oahu Railway and Land Company in Honolulu, or f. a. s. Inter-Island Steamer, at the buyer's option.

(iv) These maximum prices shall be discounted by 2% for cash within five days. The time from which the five-day period shall begin to run shall be determined in accordance with the customary practice which existed between the primary distributor and canner prior to the effective date of this regulation.

(v) These maximum prices are for a quality and polarization of granulated sugar not below the average quality and polarization delivered to canners by the primary distributor during the calendar year 1942.

(vi) These maximum prices may be adjusted in accordance with the grade

¹ 10 F.R. 6646, 7407, 7794, 7799, 8020, 8069, 8371, 8979, 9273, 9274, 9275, 9466, 9540, 9620, 9618, 9832, 9928, 10085, 10086, 10125, 10086, 10229, 10437, 11399, 11666, 11753, 12086, 12087, 12209, 12213, 12404, 12408, 12766, 12767, 12811, 12849, 13072, 13445, 13312, 14390, 14391, 14449, 14659, 14706.

and polarization differentials employed by the primary distributor in the calendar year 1942.

(2) *Sales of fine granulated sugar to persons other than canners.* For sales of fine granulated sugar to persons other than canners, the maximum prices shall be:

- (i) \$5.50 per one hundred pounds when packaged in a paper container;
- (ii) \$5.56 per one hundred pounds when packaged in a cotton container;
- (iii) \$5.60 per one hundred pounds when packaged in a jute container with cotton liner;

(iv) These maximum prices are f. o. b. refinery.

(v) The following premiums may be added to the maximum prices set forth above for packing in less than 100 pound packages:

(a) For packaging in 5 pound pockets, 45 cents per 100 pounds.

(b) For packaging in 10 pound pockets, 30 cents per 100 pounds.

(c) For packaging in 25 pound pockets, 20 cents per 100 pounds.

(vi) These maximum prices are for a quality and polarization of fine granulated sugar not below the average quality and polarization delivered to persons other than canners during the calendar year 1942.

(vii) These maximum prices shall be adjusted in accordance with the grade and polarization differentials employed by a primary distributor in the calendar year 1942.

(viii) The primary distributor shall not reduce his discounts and allowances to a particular purchaser or class of purchasers below those which he had in effect as to deliveries during December 1942 to the same purchaser or class of purchasers. Such discounts and allowances shall be deducted from the maximum price.

2. Paragraph (c) (1) is amended to read as follows:

(1) *Sales of granulated sugar to canners.* For sales of granulated sugar to canners, the maximum prices shall be:

(i) \$5.20 per 100 pounds when packaged in a paper container;

(ii) \$5.26 per 100 pounds when packaged in a cotton container;

(iii) \$5.30 per 100 pounds when packaged in a jute container with cotton liner.

(iv) These maximum prices are f. o. b. railroad cars or buyers' conveyances, Paia, Maui.

(v) These maximum prices are for a quality and polarization of fine granulated sugar not below the average quality and polarization delivered to the same class of purchaser during the calendar year 1942.

(vi) The maximum prices may be adjusted in accordance with the grade and polarization differentials employed by the primary distributor in December, 1942.

This amendment shall become effective as of December 5, 1945.

Issued this 4th day of January 1946.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 46-211; Filed, Jan. 4, 1946; 11:36 a. m.]

TITLE 33—NAVIGATION AND NAVIGABLE WATERS

Chapter II—Corps of Engineers, War Department

PART 203—BRIDGE REGULATIONS

TEMPORARY BRIDGES, LOS ANGELES-LONG BEACH HARBOR, CALIF.

Pursuant to section 5 of the River and Harbor Act of August 18, 1894 (28 Stat. 362; 33 U.S.C. 499), paragraph (b) (1) of § 203.710 governing the operation of the temporary retractile pontoon bridge across the entrance channel to Long Beach Inner Harbor, between Terminal Island and Long Beach, California, is hereby further amended as follows:

§ 203.710 *State of California: bridge regulations for all navigable waterways of the United States within California, including San Francisco Bay and connected bays and river systems tributary thereto.* * * *

(b) *Special regulations.* * * *

(1) *Los Angeles-Long Beach Harbors.* * * *

U. S. Navy Department's temporary pontoon bridge across Long Beach Harbor Entrance Channel, between Terminal Island and Long Beach.

Closed periods: Between the hours of 6:45 a. m. to 8:15 a. m., and 3:40 p. m. to 5:15 p. m., daily, except Saturdays and Sundays, the drawspan shall not be required to open for the passage of vessels, except in case of extreme emergency.

[Regs. 11 Dec. 1945 (CE 823 (Long Beach Harbor-Terminal Island-Long Beach, Calif.)—SPEWR)]

[SEAL] EDWARD F. WITSELL,
Major General,
Acting The Adjutant General.

[F. R. Doc. 46-176; Filed, Jan. 3, 1946; 2:29 p. m.]

TITLE 46—SHIPPING

Chapter I—Coast Guard: Inspection and Navigation

Appendix A—Waivers of Navigation and Vessel Inspection Laws and Regulations

CONDITIONAL WAIVER OF MANNING REQUIREMENTS

The Commandant, United States Coast Guard, having by an order dated April 8, 1943 (8 F.R. 4736), as amended by an order dated August 30, 1945 (10 F.R. 11251), issued pursuant to the authority of the order of the Acting Secretary of the Navy, dated October 1, 1942 (7 F.R. 7979), as amended by an order of the Secretary of the Navy, dated June 5, 1945 (10 F.R. 6848), found it necessary in the conduct of the war to invoke conditional waivers of manning requirements set forth in navigation and vessel inspection laws and regulations administered by the Coast Guard to the extent and in the manner and upon the terms and conditions therein set forth, and said order of October 1, 1942, as amended, has been continued by Executive Order 9666, dated December 28, 1945 (11 F.R. 1), and Coast Guard General Order 1-46 of the Secretary of the Treas-

ury, dated January 1, 1946 (11 F.R. 185), and finding the following further amendment to the order dated April 8, 1943, necessary in the conduct of the war:

It is ordered, That the order dated April 8, 1943, as amended August 30, 1945, be and it hereby is further amended in the following respects:

1. The first paragraph is amended to read as follows:

Having determined upon investigation that there is a shortage of experienced personnel in the merchant marine industry due to the increase of the number of ships required to be manned and the demands of other industries and the Armed Services upon the available manpower of the country, and that as a result of such shortage the masters of merchant cargo vessels and tank vessels engaged in business connected with the conduct of the war or in any trade or commerce deemed necessary in the national interest, have been unable to obtain the number of experienced personnel required for their vessels by or pursuant to law or regulation; therefore, to avoid delays in the sailings of such merchant vessels, to insure that such vessels have on board the best qualified crews available, to provide a simplified and uniform procedure for accomplishing the foregoing and otherwise to further the conduct of the war, I find in the case of merchant cargo vessels and tank vessels engaged in business connected with the conduct of the war, or in any trade or commerce deemed necessary in the national interest, that the waiver of the navigation and vessel inspection laws and regulations is necessary in the conduct of the war to the extent and in the manner and upon the terms and conditions set forth in the following paragraphs. The phrase, "conduct of the war" as used herein, comprehends the conduct of the government's military and civilian programs in the readjustments to post-hostilities conditions in the United States, its possessions or territories, and in theaters of war, including disposition of personnel and matériel, government of occupied territory and rehabilitation of liberated areas.

2. The second paragraph is amended by changing the first part of the first sentence before the proviso to read as follows:

Extent, terms and conditions of waivers. The master of any cargo vessel or tank vessel engaged in business connected with the conduct of the war or any trade or commerce deemed necessary in the public interest may if such action is necessary to permit such vessel to sail without delay substitute for any licensed officer or rated seaman required as part of the complement of such vessel by or pursuant to law or regulation, any licensed officer of lower rank, who is an American citizen, or any certified seaman of lower rating: *Provided,* * * *

3. The last paragraph is amended to read as follows:

Authority for waiver. This conditional waiver is made and is effective pursuant to and under authority of section 501 of the Second War Powers Act (Sec. 501, 56 Stat. 180, 50 Appendix USC, Sup. IV, 635),

as extended, and the order of the Acting Secretary of the Navy dated 1 October, 1942 (7 F.R. 7979), as amended by order of the Secretary of the Navy dated June 5, 1945 (10 F.R. 6848), as continued by Executive Order 9666, dated December 28, 1945 (11 F.R. 1), and Coast Guard General Order 1-46 of the Secretary of the Treasury, dated January 1, 1946 (11 F.R. 185).

Nothing herein shall impair the continuing effectiveness of waivers heretofore effectuated pursuant to the said order, dated April 8, 1943, prior to its amendment by this order.

Dated: January 4, 1946.

J. F. FARLEY,
Admiral, U. S. Coast Guard,
Commandant.

[F. R. Doc. 46-202; Filed, Jan. 4, 1946;
11:10 a. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

[2d Rev. S. O. 371]

PART 95—CAR SERVICE

AMMUNITION IN BOX CARS FOR ARMED FORCES

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 3d day of January, A. D. 1946.

It appearing, that certain high class box cars are being used unnecessarily for the transportation of ammunition, thereby causing a shortage of such equipment and impeding and diminishing the use, control, supply, movement, distribution, exchange, interchange, and return of such box cars; in the opinion of the Commission an emergency requiring immediate action exists in all Pacific Coast ports or terminals: it is ordered, that:

Prohibition of ammunition in certain box cars. (a) No common carrier by railroad subject to the Interstate Commerce Act shall furnish or supply for the purpose of loading ammunition for the naval or military forces of the United States at or from Pacific Coast ports or waterfront terminals, a box car suitable for flour or sugar loading. In event such cars are so loaded they shall not be transported or moved intrastate or interstate.

(b) *Effective date.* This order shall become effective at 12:01 a. m., January 5, 1946.

(c) *Expiration date.* This order shall expire at 11:59 p. m., June 20, 1946, unless otherwise modified, changed, suspended or annulled by order of the Commission.

It is further ordered, that this order shall vacate and supersede Revised Service Order No. 371 on the effective date hereof; that a copy of this order and direction shall be served upon the State railroad regulatory bodies of the Pacific and Atlantic Coast States and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement and that

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notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-194; Filed, Jan. 4, 1946;
11:08 a. m.]

Notices

DEPARTMENT OF LABOR.

Office of the Secretary.

[WLD 153]

ST. LOUIS OPERATORS COMMITTEE ET AL, FINDINGS AS TO CONTRACT IN PROSECUTION OF WAR

In the matter of St. Louis Operators Committee et al., St. Louis, Missouri; Case No. S-3858.

Pursuant to section 2 (b) (3) of the War Labor Disputes Act (Pub. No. 89, 78th Cong., 1st sess.) and the Directive of the President dated August 10, 1943, published in the FEDERAL REGISTER August 14, 1943, and

Having been advised of the existence of a labor dispute involving Local No. 600 of the International Brotherhood of Teamsters, Chauffeurs, Warehousemen, and Helpers of America, and the members of the St. Louis Operators Committee and the St. Louis Association of Team and Truck Owners, and certain other concerns engaged in the transportation of commodities in and around St. Louis, Missouri.

I find that the motor transportation of commodities by any of the concerns involved in the above dispute, to or from any plant, mine, or facility equipped for the manufacture, production, or mining of any article or materials which may be required or useful in the prosecution of the war, is contracted for in the prosecution of the war within the meaning of section 2 (b) (3) of the War Labor Disputes Act.

Signed at Washington, D. C., this 28th day of December 1945.

L. B. SCHWELLENEACH,
Secretary.

[F. R. Doc. 46-189; Filed, Jan. 4, 1946;
10:20 a. m.]

CIVIL AERONAUTICS BOARD.

[Docket No. 1936]

WESTERN AIR LINES, INC., AND INLAND AIR LINES, INC.

NOTICE OF HEARING ON LEASE AGREEMENTS

In the matter of the application of Western Air Lines, Inc., and Inland Air Lines, Inc., under Section 408 of the Civil Aeronautics Act of 1938, as amended, for approval of certain lease agreements between Western Air Lines, Inc., and Inland Air Lines, covering the leasing to

each other of certain flying equipment owned by either corporation, Docket No. 1936.

Notice is hereby given that the above entitled matter is assigned to be heard January 10, 1946 at 10:00 a. m. (eastern standard time) in Room 3074, Department of Commerce Building, 14th Street and Constitution Avenue, NW., Washington, D. C., before Examiner Charles J. Frederick.

Dated: Washington, D. C., January 2, 1946.

By the Civil Aeronautics Board.

[SEAL] FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46-193; Filed, Jan. 4, 1946;
10:58 a. m.]

CIVILIAN PRODUCTION ADMINISTRATION.

[Revocations, List 4]

PARKERSBURG SENTINEL CO., ET AL.

CONSENT ORDERS

In view of the revocation of Limitation Order L-240, controlling the supply and distribution of newsprint, the Director of the Compliance Division and the General Counsel have directed that the consent orders hereinafter listed be revoked forthwith.

In view of the foregoing, *It is hereby ordered:* That the following consent orders be revoked, effective December 31, 1945; *Provided, however,* That this revocation does not affect any liabilities incurred for violations of the consent order prior to the revocation:

- C-420—Parkersburg Sentinel Co.
- C-415—Pittsburgh Courier Publishing Co.
- C-406—Eagle Printing Co., Inc.
- C-398—Galesburg Printing & Publishing Co.
- C-393—Cincinnati Times Star Company
- C-354—Toledo Advertiser Shopping News
- C-353—Wisconsin State Journal Publishing Co.
- C-351—Democrat Publishing Co.
- C-345—The Times Co.
- C-343—Quincy Newspapers, Inc.

And provided further, That Civilian Production Administration may reinstate these consent orders in the event that quota restrictions on the use of newsprint or restrictions of a similar nature are again put into effect.

Issued this 29th day of December 1945.

CIVILIAN PRODUCTION ADMINISTRATION,

By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-23227; Filed, Dec. 29, 1945;
4:02 p. m.]

FEDERAL DEPOSIT INSURANCE CORPORATION.

INSURED BANKS

FILING OF CERTIFIED STATEMENTS

Pursuant to the provisions of paragraph (1) of subsection (h) of section 12B of the Federal Reserve Act, as

amended (U. S. C., title 12, sec. 264 (h) (1): *It is ordered*, That each insured bank file with the Corporation on or before January 15, 1946, the following described certified statement forms: (1) Certified Statement—Part One, Based on Deposits for the Six Months Ending December 31, 1945, Form 545-U, in triplicate; and (2) Recapitulation of the Monthly Totals of Certified Statement—Part Two, for the Six Months Ending December 31, 1945, Form 555-U. The bank should retain quadruplicate copy of Form 545-U and duplicate copy of Form 555-U for its files.

[SEAL] FEDERAL DEPOSIT INSURANCE CORPORATION,
E. F. DOWNEY,
Secretary.

[F. R. Doc. 46-190; Filed, Jan. 4, 1946;
10:29 a. m.]

INSURED MUTUAL SAVINGS BANKS

CALL FOR REPORT OF CONDITION AND ANNUAL REPORT OF EARNINGS AND DIVIDENDS

Resolution of Board of Directors adopted December 28, 1945, authorizing call for report of condition and annual report of earnings and dividends on insured mutual savings banks not members of the Federal Reserve System.

Pursuant to the provisions of paragraph (3) of subsection (k) of section 12B of the Federal Reserve Act, as amended, be it resolved that each insured mutual savings bank not a member of the Federal Reserve System be, and hereby is, required to submit to the Federal Deposit Insurance Corporation within ten days after receipt of notice of this resolution a report of its condition as of the close of business Monday, December 31, 1945, on Form 64 (Savings),¹ and a report of earnings and dividends for the calendar year 1945, on Form 73 (Savings).¹ Said report of condition and report of earnings and dividends shall be prepared in accordance with, "Instructions for the Preparation of Report of Condition on Form 64 (Savings) and Report of Earnings and Dividends on Form 73 (Savings)," issued December 1945.

[SEAL] FEDERAL DEPOSIT INSURANCE CORPORATION,
E. F. DOWNEY,
Secretary.

[F. R. Doc. 46-191; Filed, Jan. 4, 1946;
10:29 a. m.]

INSURED STATE BANKS

CALL FOR REPORT OF CONDITION AND ANNUAL REPORT OF EARNINGS AND DIVIDENDS

Resolution of Board of Directors adopted December 28, 1945, authorizing call for report of condition and annual report of earnings and dividends on insured state banks not members of the Federal Reserve System, except banks in the District of Columbia and Mutual Savings Banks.

¹ Filed as part of the original document.

Pursuant to the provisions of paragraph (3) of subsection (k) of section 12B of the Federal Reserve Act, as amended, be it resolved that each insured State bank not a member of the Federal Reserve System, except a bank in the District of Columbia and a mutual savings bank, be, and hereby is, required to submit to the Federal Deposit Insurance Corporation within ten days after receipt of notice of this resolution a report of its condition as of the close of business Monday, December 31, 1945, on Form 64 (Short form)—Call No. 24,¹ and a report of earnings and dividends for the calendar year 1945, on Form 73.¹ Said report of condition shall be prepared in accordance with, "Instructions for the Preparation of Report of Condition on Form 64 (Short form)," issued December 1945; and said report of earnings and dividends shall be prepared in accordance with, "Instructions for the Preparation of Report of Earnings and Dividends on Form 73," issued December 1945.

[SEAL] FEDERAL DEPOSIT INSURANCE CORPORATION,
E. F. DOWNEY,
Secretary.

[F. R. Doc. 46-192; Filed, Jan. 4, 1946;
10:29 a. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 396, Special Permit 4]

RECONSIGNMENT OF ONIONS AT CHICAGO, ILL.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph of Service Order No. 396 (10 F.R. 15008), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Service Order No. 396 insofar as it applies to the reconsignment at Chicago, Illinois, December 27, 1945, by National Produce Company, of car PFE 52270, onions, now on the Chicago Produce Terminal, to H. Bigler, Pittsburgh, Pennsylvania (PRR).

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 27th day of December, 1945.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 46-195; Filed, Jan. 4, 1946;
11:08 a. m.]

[Rev. S. O. 417]

EMBARGO OF LESS CARLOAD FREIGHT AT KANSAS CITY, MO.-KANS.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 3d day of January A. D. 1946.

It appearing, that there is a congestion in freight houses of certain rail carriers serving Kansas City, Mo.-Kansas, and that the said rail carriers are unable to accept certain less-than-carload traffic offered to them for movement over their lines; the Commission is of the opinion an emergency exists requiring immediate action at those points to avoid congestion of traffic, and to best promote the service in the interest of the public and the commerce of the people. It is ordered, that:

Embargo of less carload freight at Kansas City. (a) The Chicago, Rock Island and Pacific Railway Company (Joseph B. Fleming and Aaron Colnon, Trustees), and Wabash Railroad Company serving Kansas City, Missouri-Kansas, shall not accept any outbound less-than-carload shipment of freight at those points, except such freight loaded by shipper which does not require handling through railroad freight houses, and except perishables.

(b) *Effective date.* This order shall become effective at 12:01 a. m., January 4, 1946.

(c) *Expiration date.* This order shall expire at 11:59 p. m., January 6, 1946, unless otherwise modified, changed, suspended or annulled by order of this Commission. (40 Stat. 101, sec. 402, 418, 41 Stat. 476, 485; sec. 4, 10; 54 Stat. 901, 912; 49 U. S. C. 1 (10)-(17), 15 (4))

It is further ordered, that copies of this order and direction be served upon the railroads named in paragraph (a) and upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy thereof in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-196; Filed, Jan. 4, 1946;
11:08 a. m.]

[Rev. S. O. 420]

EMBARGO OF LESS CARLOAD FREIGHT AT CHICAGO, ILL.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 2d day of January A. D. 1946.

It appearing, that there is a congestion in freight houses of certain rail carriers serving Chicago, Illinois, and that the said rail carriers are unable to accept the less-than-carload traffic offered to them for movement over their lines; the Commission is of the opinion an emer-

gency exists requiring immediate action at that point to avoid congestion of traffic, and to best promote the service in the interest of the public and the commerce of the people. It is ordered, that:

Embargo of less carload freight at Chicago, Illinois. (a) The Chicago, Burlington and Quincy Railroad Company, Chicago and North Western Railroad Company, Chicago Great Western Railroad Company, Chicago, Milwaukee, St. Paul and Pacific Railroad Company (Henry A. Scandrett, Walter J. Cummings and George I. Haight, Trustees), The Chicago, Rock Island and Pacific Railway Company (Joseph B. Fleming and Aaron Colnon, Trustees), Illinois Central Railroad Company, Minneapolis, St. Paul and Sault Ste. Marie Railroad Company, and the Atchison, Topeka and Santa Fe Railway Company, shall not accept any outbound less-than-carload shipment of freight at Chicago, Illinois, except such freight loaded by shipper which does not require handling through railroad freight houses.

(b) **Effective date.** This order shall become effective at 6:00 p. m., January 2, 1946.

(c) **Expiration date.** This order shall expire at 11:59 p. m., January 7, 1946, unless otherwise modified, changed, suspended or annulled by order of this Commission. (40 Stat. 101, sec. 402, 418, 41 Stat. 476, 485; sec. 4, 10; 54 Stat. 901, 912; 49 U.S.C. 1 (10)-(17), 15 (4))

It is further ordered, that copies of this order and direction be served upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy thereof in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-197; Filed, Jan. 4, 1946;
11:08 a. m.]

[Rev. S.O. 423]

EMBARGO OF LESS CARLOAD FREIGHT AT DES MOINES, IOWA

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 3d day of January A. D. 1946.

It appearing, that there is a congestion in freight houses of certain rail carriers serving Des Moines, Iowa, and that the said rail carriers are unable to accept the less-than-carload traffic offered to them for movement over their lines; the Commission is of the opinion an emergency exists requiring immediate action at that point to avoid congestion of traffic, and to best promote the service in the interest of the public and the commerce of the people. It is ordered, that:

Embargo of less carload freight at Des Moines, Iowa. (a) Except as shown in

the following note, no common carrier by railroad subject to the Interstate Commerce Act serving Des Moines, Iowa, shall accept any outbound less-than-carload shipment of freight at that point, except such freight loaded by shipper which does not require handling through railroad freight houses.

NOTE: The provisions of this order shall not apply to the Des Moines and Central Iowa Railroad, Chicago, Burlington and Quincy Railroad Company, Fort Dodge, Des Moines and Southern Railway Company and Minneapolis and St. Louis Railway Company.

(b) **Effective date.** This order shall become effective at 12:01 a. m., January 4, 1946.

(c) **Expiration date.** This order shall expire at 11:59 p. m., January 14, 1946, unless otherwise modified, changed, suspended or annulled by order of this Commission. (40 Stat. 101, sec. 402, 418, 41 Stat. 476, 485; sec. 4, 10; 54 Stat. 901, 912; 49 U.S.C. 1 (10)-(17), 15 (4))

It is further ordered, that copies of this order and direction be served upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy thereof in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-198; Filed, Jan. 4, 1946;
11:08 a. m.]

[S. O. 426]

UNLOADING OF COMMODITIES AT SAN FRANCISCO, CALIF.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 2d day of January, A. D. 1946.

It appearing, that numerous cars containing various commodities at San Francisco, California, on the Southern Pacific Company have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action. It is ordered, that:

Commodities at San Francisco, California, be unloaded. (a) The Southern Pacific Company, its agents or employees, shall unload forthwith the following cars loaded with various commodities now on hand at San Francisco, California.

Consignee: Williams Wallace Company—MKT 76740, SP 14821, NYC 194774, RI 157966, ATSF 128242.

Consignee: W. P. Fuller—SP 27720, PFE 21113, SP 83081.

Consignee: H. M. Shanzer Company—RI 160512.

Consignee: Consolidated Chemical Company—SP 82311, SP 96981.

Consignee: Eloesser - Heynemann Company—ACL 53476, PRR 124323.

Consignee: Best Foods Company—SLSF 148536.

(b) **Notice and expiration.** Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901, 911; 49 U. S. C. 1 (10)-(17), 15 (2))

It is further ordered, that this order shall become effective immediately; that a copy of this order and direction shall be served upon The Southern Pacific Company, and upon the Association of American Railroads, Car Service Division, as Agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-199; Filed, Jan. 4, 1946;
11:08 a. m.]

[S. O. 427]

UNLOADING OF ZINC AT NEW ORLEANS, LA.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 3d day of January, A. D. 1946.

It appearing, that several cars containing zinc at New Orleans, Louisiana, on the Texas and New Orleans Railroad Company, have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action. It is ordered, that:

Zinc at New Orleans, Louisiana, be unloaded. (a) The Texas and New Orleans Railroad Company, its agents or employees, shall unload forthwith the following cars of zinc now on hand at New Orleans, Louisiana:

Initial and Number

SLSF 148175	CNW 84038
W 86128	ATSF 135346
SLBM 18151	Milw 701070
B&O 465996	UP 193401
S 22504	CMO 22048

(b) Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completely unloaded such cars in compliance with the requirements of paragraph (a). Upon receipt of such notice this order shall expire. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901, 911; 49 U.S.C. 1 (10)-(17), 15 (2))

It is further ordered, that this order shall become effective immediately, and that a copy of this order and direction

shall be served upon the Texas and New Orleans Railroad Company and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL]

W. P. BARTEL,
Secretary.

[F. R. Doc. 46-200; Filed, Jan. 4, 1946;
11:08 a. m.]

[S. O. 428]

UNLOADING OF FLOUR AT NEW ORLEANS, La.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 3d day of January, A. D. 1946.

It appearing, that several cars containing flour at New Orleans, La., on the Illinois Central Railroad Company, have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action: It is ordered, that,

Flour at New Orleans, Louisiana, be unloaded. (a) The Illinois Central Railroad Company, its agents or employees, shall unload forthwith the following cars now on hand at New Orleans, Louisiana, consigned to Belgian Economic Mission, c/o J. H. Michels, Jr., for export, shipped by Russell Miller Milling Company:

Initial and Number

NP 10958	Milw 703755
RDG 11893	B&O 385032
CNJ 21432	CNW 40496
PRR 40111	SP 33494
DRGW 69810	IC 15275
NYC 144386	B&O 175908
CNW 121704	CBQ 33769
SAL 22172	WLE 25355
SAL 15051	NH 30413
CNW 137850	RI 147540
B&O 269870	OWNR 189229
CGW 86454	RI 141117
DMN 3344	

(b) Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completely unloaded such cars in compliance with the requirements of paragraph (a). Upon receipt of such notice this order shall expire. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901, 911; 49 U.S.C. 1 (10)-(17), 15 (2))

It is further ordered, that this order shall become effective immediately, and that a copy of this order and direction shall be served upon The Illinois Central Railroad Company and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing

a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL]

W. P. BARTEL,
Secretary.

[F. R. Doc. 46-201; Filed, Jan. 4, 1946;
11:08 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 5439]

HENRY N. ANTWEILER

In re: Estate of Henry N. Antweiler, deceased, and Trust u/w of Henry N. Antweiler, deceased; File D-28-9946; E. T. Sec. 14102.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of A. Otto Antweiler, Issue of A. Otto Antweiler, names unknown, Louisa Peters, and Issue of Louisa Peters, names unknown, and each of them, in and to the Estate of Henry N. Antweiler, deceased, and in and to the trust created under the will of Henry N. Antweiler, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

A. Otto Antweiler, Germany.
Issue of A. Otto Antweiler, names, unknown, Germany.
Louisa Peters, Germany.
Issue of Louisa Peters, names unknown, Germany.

That such property is in the process of administration by Richard F. Ennis and Mary C. Antweiler, as Executors and Trustees, acting under the judicial supervision of the Orphans' Court of Montgomery County, Norristown, Pa.;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on December 4, 1945.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-64; Filed, Jan. 2, 1946;
11:17 a. m.]

[Vesting Order 5440]

KATHARINE BASTIGKEIT

In re: Estate of Katharine Bastigkeit, deceased; File D-28-9891; E. T. sec. 13983.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of the sons, names unknown, of Wilhelm Bastigkeit, and each of them, in and to the Estate of Katharine Bastigkeit, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Sons, names unknown, of Wilhelm Bastigkeit, Germany.

That such property is in the process of administration by John P. Leimbach, as Executor, acting under the judicial supervision of the Orphans' Court of Baltimore City, Md.;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should

be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on December 4, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-65; Filed, Jan. 2, 1946; 11:17 a. m.]

[Vesting Order 5441]

EDITH TOYOKO CHO AND ARTHUR KENJI CHO

In re: Guardianship of the Estate of Edith Toyoko Cho and Arthur Kenji Cho, minors; File D-39-17456; E. T. sec. 9843.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All the property, and estate of Edith Toyoko Cho and Arthur Kenji Cho of any nature whatsoever in the possession of Frank M. Benedict as Guardian of the Estate of Edith Toyoko Cho and Arthur Kenji Cho, minors, is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Japan, namely:

Nationals and Last Known Address

Edith Toyoko Cho, Japan.
Arthur Kenji Cho, Japan.

That such property is in the process of administration by Frank M. Benedict, as guardian, appointed in the place and stead of Iwao Cho, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Los Angeles;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or

in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on December 4, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-66; Filed, Jan. 2, 1946; 11:17 a. m.]

[Vesting Order 5442]

MRS. HACHEN DENIAU

In re: Estate of Mrs. Hachen Deniau, also known as Hanchen Deniau, deceased; File D-28-9149; E. T. sec. 11821.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of George Ripstorff, Herman Ripstorff, Adolphina Ripstorff, Max Ripstorff, Paula Ripstorff, Amanda Ripstorff, Otto Putche, Gustof Putche, Clara Putche, Olga Putche, Martha Putche and Mary Putche, and each of them, in and to the Estate of Mrs. Hachen Deniau, also known as Hanchen Deniau, deceased.

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

George Ripstorff, Germany.
Herman Ripstorff, Germany.
Adolphina Ripstorff, Germany.
Max Ripstorff, Germany.
Paula Ripstorff, Germany.
Amanda Ripstorff, Germany.
Otto Putche, Germany.
Gustof Putche, Germany.
Clara Putche, Germany.
Olga Putche, Germany.
Martha Putche, Germany.
Mary Putche, Germany.

That such property is in the process of administration by Chester D. Gunn, as Administrator of the Estate of Mrs. Hachen Deniau, also known as Hanchen Deniau, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of San Diego;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification,

and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on December 4, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-67; Filed, Jan. 2, 1946; 11:17 a. m.]

[Vesting Order 5443]

REV. ADOLPH KELLER

In re: Estate of Rev. Adolph Keller, deceased; File D-28-9947; E. T. Sec. 14103.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Edward Keller, Widow and children of Edward Keller, names unknown, Stephan Keller, Widow and children of Stephan Keller, names unknown, Joseph Keller, Widow and children of Joseph Keller, names unknown, and each of them, in and to the Estate of Rev. Adolph Keller, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Edward Keller, Germany.
Widow and children of Edward Keller, names unknown, Germany.
Stephan Keller, Germany.
Widow and children of Stephan Keller, names unknown, Germany.
Joseph Keller, Germany.
Widow and children of Joseph Keller, names unknown, Germany.

That such property is in the process of administration by Rev. Joseph A. Doerr, as Executor, acting under the judicial super-

vision of the Orphans' Court of Allegheny County, Pittsburgh, Pennsylvania;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on December 4, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-68; Filed, Jan. 2, 1946;
11:17 a. m.]

[Vesting Order 5447]

CHARLES R. ZITZKE

In re: Estate of Charles R. Zitzke, also known as Charles Robert Zitzke, deceased; File D-28-9776; E. T. Sec. 13752.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Johanna Borges in and to the Estate of Charles R. Zitzke, also known as Charles Robert Zitzke, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Johanna Borges, Germany.

That such property is in the process of administration by Ben H. Brown, as Ad-

ministrator of the Estate of Charles R. Zitzke, also known as Charles Robert Zitzke, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Los Angeles;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on December 4, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-69; Filed, Jan. 2, 1946;
11:17 a. m.]

[Supplemental Vesting Order 5509]

KIKUJI HATAKEYAMA

In re: Personal property owned by Kikuji Hatakeyama, also known as Kikuji Frank Hatakeyama, as Kikuyi Hatakeyama and as K. Hatakeyama.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian, after investigation:

1. Having found and determined in Vesting Order Number 3939, dated July 17, 1944, that Kikuji Hatakeyama, also known as Kikuji Frank Hatakeyama, as Kikuyi Hatakeyama and as K. Hatakeyama, is a national of a designated enemy country (Japan);

2. Finding that the person described in subparagraph 1 hereof is the owner of the property described in subparagraph 3 hereof;

3. That the property described as follows:

a. Objects of art, located in the San Francisco Office of the Alien Property Custodian, particularly described in Exhibit A, attached hereto and by reference made a part hereof,

b. Miscellaneous items of personal property, located on the premises described in subparagraph 5-a of Vesting Order Number 3939, particularly described in Exhibit B, attached hereto and by reference made a part hereof, and

c. That certain wooden cylinder washer, 24 inches by 25 inches, overhead belt drive and parts presently located in the garage on the premises described in subparagraph 5-b of Vesting Order Number 3939,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 3 hereof, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall this order be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on December 19, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

1 SATSUMA-YAKI Vase, 23½ inches tall, stamped "Made in Japan."

1 Cherry stand, 18 inches tall.

1 Laminated paper scroll, 33 inches by 130 inches, inscribed with Japanese characters.

EXHIBIT B

2 Electric irons (damaged).

1 Singer sewing machine, footpower.

1 Osawn sock darning, motorpower.

1 Wall clock.
1 Desk.
1 300-lb. scale (damaged).

[F. R. Doc. 46-70; Filed, Jan. 2, 1946;
11:17 a. m.]

[Vesting Order 5495]

F. CORDS

In re: Bank account owned by F. Cords.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That F. Cords, whose last known address is Kitano-sho 2-chom No. 61, Kobe, Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to F. Cords, by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of a Compound Interest Department Account, Account Number A-40559, entitled F. Cords, and any and all rights to demand, enforce and collect the same.

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall

have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on December 18, 1945.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-97; Filed, Jan. 3, 1946;
10:48 a. m.]

[Vesting Order 5498]

L. H. DEGEN AND MRS. I. DEGEN

In re: Bank account owned by L. H. Degen and/or Mrs. I. Degen.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That L. H. Degen and I. Degen, whose last known address is Antwerpenerstrasse 1, Cologne, Germany, are nationals of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to L. H. Degen and/or Mrs. I. Degen by the National City Bank of New York, 55 Wall Street, New York, New York, arising out of a Compound Interest Department Account, Account Number A99996, entitled L. H. Degen &/or Mrs. I. Degen, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien

Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on December 18, 1945.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-98; Filed, Jan. 3, 1946;
10:48 a. m.]

[Vesting Order 5500]

DELBRUCK, SCHICKLER & CO.

In re: Bank account owned by Delbruck, Schickler & Company.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Delbruck, Schickler & Company, the last known address of which is Franzoesischestrass 32, Berlin W8, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Delbruck, Schickler & Company, by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of a checking account, Account Number 1347, entitled Delbruck, Schickler & Company, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and

when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on December 18, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-99; Filed, Jan. 3, 1946;
10:48 a. m.]

[Vesting Order 5502]

**DEUTSCH-SUEDAMERIKANISCHE BANK
AKTIENGESellschaft**

In re: Bank account owned by Deutsch-Suedamerikanische Bank, Aktiengesellschaft.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Deutsch-Suedamerikanische Bank, Aktiengesellschaft, the last known address of which is Mohrenstrasse 20-21, Berlin W8, Germany, is a national of a designated enemy country (Germany)

2. That the property described as follows: That certain debt or other obligation owing to Deutsch-Suedamerikanische Bank, Aktiengesellschaft, by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of a checking account, Account Number 1350, entitled Deutsche Suedamerikanische Bank, Special, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the

Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on December 18, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-100; Filed, Jan. 3, 1946;
10:48 a. m.]

[Vesting Order 5503]

DEUTSCHE BAU UND BODENBANK, A. G.

In re: Bank account owned by Deutsche Bau und Bodenbank, A. G.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Deutsche Bau und Bodenbank, A. G., the last known address of which is Taubenstrasse 48-49, Berlin W8, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Deutsche Bau und Bodenbank, A. G., by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of a checking account, Account Number 192, entitled Deutsche Bau und Bodenbank, A. G., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on December 18, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-101; Filed, Jan. 3, 1946;
10:48 a. m.]

[Vesting Order 5507]

DEUTSCHE LAENDERBANK, A. G.

In re: Bank account owned by Deutsche Laenderbank, A. G.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Deutsche Laenderbank, A. G., the last known address of which is Unter den Linden 82, Berlin NW7, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Deutsche Laenderbank, A. G., by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of a checking account, Account Number 1349, entitled Deutsche Laenderbank, A. G., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on December 18, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-102; Filed, Jan. 3, 1946;
10:48 a. m.]

[Vesting Order 5512]

DEUTSCHER VERLAG

In re: Bank account owned by Deutscher Verlag.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Deutscher Verlag, the last known address of which is Kochstrasse 22-26, Berlin SW68, Germany, is a national of a designated enemy country (Germany);
2. That the property described as follows: That certain debt or other obligation owing to Deutscher Verlag, by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of a checking account, entitled Deutscher Verlag, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such per-

son be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on December 19, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-103; Filed, Jan. 3, 1946;
10:48 a. m.]

[Vesting Order 5515]

WALTHER SEELMANN EGGERBERT AND ELIZABETH SEELMANN EGGERBERT

In re: Bank account owned by Walther Seelmann Eggebert and/or Elizabeth Seelmann Eggebert.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Walther Seelmann Eggebert and Elizabeth Seelmann Eggebert, whose last known address is 11 Arnim Allee, Berlin-Dahlem, Germany, are nationals of a designated enemy country (Germany);
2. That the property described as follows: That certain debt or other obligation owing to Walther Seelmann Eggebert and/or Elizabeth Seelmann Eggebert, by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of a Compound Interest Department Account, Account Number A-47576, entitled Walther Seelmann Eggebert and/or Mrs. Elizabeth Seelmann Eggebert, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on December 19, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-104; Filed, Jan. 3, 1946;
10:49 a. m.]

[Vesting Order 5517]

A. ELKED AND M. ELKED

In re: Bank account owned by A. Elked and/or M. Elked.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That A. Elked and M. Elked, whose last known address is 270 Honmoku, Moto Machi, Yokohama, Japan, are nationals of a designated enemy country (Japan);
2. That the property described as follows: That certain debt or other obligation owing to A. Elked and/or M. Elked, by The National City Bank of New York, 55 Wall Street, New

York, New York, arising out of a Compound Interest Department Account, Account Number A-1363, entitled A. Elked and/or Mrs. M. Elked, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on December 19, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-106; Filed, Jan. 3, 1946;
10:49 a. m.]

[Vesting Order 5519]

EUGEN ETTER

In re: Bank account owned by Eugen Etter.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Eugen Etter, whose last known address is % Leybold Shokwan, K. K., Nihoubashi-ku, Tokyo, Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Eugen Etter, by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of a Compound Interest Department Account, Account Number A49717, entitled Eugen Etter, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on December 19, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-106; Filed, Jan. 3, 1946;
10:49 a. m.]

[Vesting Order 5491]

BAYERISCHE HYPOTHEKEN UND WECHSEL
BANK

In re: Bank account owned by Bayerische Hypotheken und Wechsel Bank.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Bayerische Hypotheken und Wechsel Bank, the last known address of which is Muenchen, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Bayerische Hypotheken und Wechsel Bank, by Manufacturers Trust Company, 55 Broad Street, New York, New York, arising out of a dollar account, entitled Bayerische Hypotheken und Wechsel Bank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on December 12, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-23015; Filed, Dec. 28, 1945;
11:06 a. m.]

[Supp. Vesting Order 5304, Amdt.]

FRED A KAUFFMANN

In re: Cash and securities owned by Freda Kauffmann.

Supplemental Vesting Order Number 5304, dated October 30, 1945, is hereby amended as follows and not otherwise:

By deleting the number "3" appearing in subparagraph 3-b thereof and substituting therefor the number "63."

All other provisions of said Supplemental Vesting Order Number 5304, and all action taken on behalf of the Alien Property Custodian in reliance thereon, pursuant thereto and under the authority thereof are hereby ratified and confirmed.

Executed at Washington, D. C., on December 18, 1945.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-23017; Filed Dec. 28, 1945;
11:06 a. m.]

[Vesting Order 5493]

COUNT IVAN BATTHYANY

In re: Bank account owned by Count Ivan Batthyany.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Count Ivan Batthyany, whose last known address is Rechnitz, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Count Ivan Batthyany, by The National City Bank of New York, New York, New York, arising out of a Checking Account, entitled Count Ivan Batthyany, maintained at the branch office of the aforesaid bank located at 22 William Street, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor

shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on December 12, 1945.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-23016; Filed, Dec. 28, 1945;
11:06 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[MPR 591, Order 202]

ALTON CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following evaporative cooling units manufactured by Alton Company, 1111 Camp Street, Dallas 2, Texas, and as described in the applications dated November 17, 1945, which are on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model	On sales to—		
	Distributors	Dealers	Consumers
No. DM 1006—Evaporative cooler.....	\$256	\$308	\$512
No. DM 706—Evaporative cooler.....	200	240	400
No. DM 556—Evaporative cooler.....	147	177	294
No. DM 406—Evaporative cooler.....	106	128	212

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: \$6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the

same class on comparable sales of similar commodities on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except retailers, including allowable transportation and crating charges.

(f) The Alton Company of Dallas, Texas, shall stencil on the lid or cover of the evaporative cooling units covered by this Order, substantially the following:

OPA Maximum Retail Price—\$-----

Plus freight and crating as provided in Order No. 202 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective January 4, 1946.

Issued this 3d day of January 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-136; Filed, Jan. 3, 1946;
11:37 a. m.]

[RMPR 136, Amdt. 1 to Order 537]

FORD MOTOR CO.

ADJUSTMENT OF MAXIMUM PRICES

Amendment No. 1 to Order No. 537 under Revised Maximum Price Regulation 136. Machines, parts and industrial equipment. Ford Motor Company. Docket No. 6083-136.21-471.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 21 of Revised Maximum Price Regulation 136, *It is ordered:*

The last sentence in paragraph (a) (1) (ii) of Order No. 537 is amended to read as follows:

(ii) In determining freight charges, the freight rate shall be determined on the basis of four-built up units per car except for transportation of trucks of 122 inch wheelbase with panel which may be determined on a basis of not less than 3 built up units per car.

This amendment to Order No. 537 shall become effective January 5, 1946.

Issued this 4th day of January 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-214; Filed, Jan. 4, 1946;
11:36 a. m.]

[SO 119, Order 39]

ROUND OAK CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to sections 13 and 14 of Supplementary Order No. 119, it is ordered:

(a) *Manufacturers' ceiling prices.* The Round Oak Company, Dowagiac, Michigan may increase by no more than 10 percent its ceiling prices to each class of purchaser for coal ranges and coal and electric combination ranges of its manufacture.

(b) *Ceiling prices for purchasers for resale.* Purchasers for resale of such articles which the manufacturer has sold at the adjusted ceiling prices permitted by paragraph (a) above, shall determine their ceiling prices as follows:

(1) A purchaser for resale who delivered or offered for delivery during March 1942 an article which meets the definition of "most comparable article" contained in § 1499.3 (a) of the General Maximum Price Regulation, except that it need not be currently offered for sale, shall calculate his ceiling prices by adding to his invoice cost the same markup which he had on that comparable article, according to the method and procedure set forth in that section.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(2) If a purchaser for resale cannot determine his ceiling price under the above method, he shall apply to the Office of Price Administration for the establishment of his ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices adjusted in accordance with this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter properly established under OPA regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on or after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted ceiling prices for resale of the articles. This notice may be given in any convenient form.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 4th day of January 1946.

Issued this 3d day of January 1946.

JAMES G. ROGERS,
Acting Administrator.[F. R. Doc. 46-138; Filed, Jan. 3, 1946;
11:33 a. m.]

[Order 104 Under 3 (e)]

PAPER CHEMICALS, INC.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, it is ordered:

(a) Maximum prices for sales of Zip-sol, Sol-U-Tite, P. C. Glue Pot Decruster, and Glusolv, glue specialty items, manufactured by Paper Chemicals, Inc., 510 West 27th Street, New York 1, N. Y., are established as follows:

Product	On sales to—	
	Jobber or distributor	Industrial user
Zip-sol.....	\$1.67 per 8 1-oz. vials.	\$2.50 per 8 1-oz. vials.
Sol-U-Tite.....	\$1.67 per 8 1-oz. vials.	\$2.50 per 8 1-oz. vials.
P. C. glue pot decruster.	\$1.00 per lb.	\$1.50 per lb.
Glusolv.....	\$0.67 per 12 vials of 3 c. c. each.	\$1.00 per 12 vials of 3 c. c. each.

The prices from the manufacturer to the jobber or distributor are f. o. b. New York while the jobber's or distributor's prices are delivered.

(b) No extra charge may be made for containers.

(c) Each seller shall notify each of his purchasers in writing at or before the issuance of the first invoice after the effective date of this order of the maximum prices established by this order for each such seller as well as the maximum prices established for purchases upon resale and a statement that they have been established by the Office of Price Administration.

This order shall become effective January 4, 1946.

Issued this 3d day of January 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.[F. R. Doc. 46-118; Filed, Jan. 3, 1946;
11:33 a. m.]

[MPR 64, Order 240]

ROUND OAK CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 10 and 11 of Maximum Price Regulation No. 64, it is ordered:

(a) *Manufacturer's maximum prices.* Round Oak Company, Dowagiac, Mich., may adjust its maximum prices for sales to the classes of purchasers named of the Model 2409 duplex heater which it manufactures by amounts which result in maximum prices no higher than those set forth below:

Article	Model	Maximum adjusted prices to —		
		Wholesale distributors	Retail dealers buying —	
			Car-load lots	Less than car-load lots
Duplex heater.....	2409	Each \$27.16	Each \$30.36	Each \$31.95

These adjusted maximum prices are f. o. b. factory and are subject to the manufacturer's customary terms, discounts, allowances and price differentials which are no less favorable than those in effect during the period January 15-June 1, 1941.

(b) *Wholesale distributors' maximum prices.* For sales in each zone by wholesale distributors to retail dealers of the Model 2409 duplex heater the adjusted maximum prices are as follows:

Article	Model	Maximum prices for sales to retail dealers			
		Zone 1	Zone 2	Zone 3	Zone 4
Duplex heater.....	2409	Each \$33.29	Each \$34.53	Each \$36.41	Each \$38.72

These prices are f. o. b. distributor's city and are subject to each seller's customary terms, discounts, allowances, and other price differentials in effect on sales of similar articles.

(c) *Retail dealers' maximum prices.* For sales at retail in each zone of the Model 2409 duplex heater the adjusted maximum prices are as follows:

Article	Model	Maximum prices for sales at retail			
		Zone 1	Zone 2	Zone 3	Zone 4
Duplex heater.....	2409	Each \$53.25	Each \$55.25	Each \$58.25	Each \$61.25

These prices are subject to each seller's customary terms, discounts, allowances, and other price differentials in effect on sales of similar articles.

(d) *Notification.* At the time of, or prior to the first invoice to each purchaser for resale at wholesale, after the effective date of this order, the Round Oak Company shall notify the purchaser of the maximum prices and conditions established by this order for resales by the purchaser. This notice may be given in any convenient form.

(e) *Labelling.* The Round Oak Company before delivering any stove covered by this order after the effective date thereof, shall attach securely to the front of each stove a tag or label which plainly states the maximum retail prices established by this order for sales in each zone, together with a list of the states included in each zone. This tag or label may not be removed until after the stove has been sold to an ultimate consumer.

(f) *Zones.* For purposes of this order zones 1, 2, 3, and 4 comprise the following states:

Zone 1: Michigan, Illinois, Indiana and Ohio.

Zone 2: Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New York, New Jersey, Maryland, Pennsylvania, Delaware, Virginia, West Virginia, Kentucky, Tennessee, North Carolina, South Carolina, Georgia, Alabama, Mississippi, Minnesota, Iowa, Missouri, Nebraska, Kansas, Wisconsin, and the District of Columbia.

Zone 3: Montana, Wyoming, Utah, Colorado, New Mexico, Texas, Oklahoma, Louisiana, Arkansas, Florida, North Dakota, and South Dakota.

Zone 4: Washington, Oregon, Idaho, California, Nevada and Arizona.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 4th day of January 1946.

Issued this 3d day of January 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-119; Filed, Jan. 3, 1946;
11:33 a. m.]

[RMPR 136, Amdt. 1 to Order 534]

SCHWEITZER AND CONRAD, INC.

AUTHORIZATION OF MAXIMUM PRICES

Amendment No. 1 to Order No. 534 under Revised Maximum Price Regulation 136. Machines, parts and industrial equipment. Schweitzer and Conrad, Inc. Docket No. 6083-136.21-473.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 21 of Revised Maximum Price Regulation 136, *It is ordered:*

Order No. 534 under Revised Maximum Price Regulation 136 is amended by adding the following to paragraph (a):

Quantity	Maximum list prices	
	No. 68111	No. 68111-D
1-24.....	\$12.65	\$12.65
25-49.....	11.96	11.96
50 and more.....	11.25	11.25

This amendment shall become effective January 4, 1946.

Issued this 3d day of January 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-120; Filed, Jan. 3, 1946;
11:34 a. m.]

[RMPR 136, Amdt. 1 to Order 559]

BARBER-GREENE CO.

AUTHORIZATION OF MAXIMUM PRICES

Amendment No. 1 to Order No. 559 under Revised Maximum Price Regulation 136. Machines, parts, and industrial equipment. Barber-Greene Company. Docket No. 6083-136.21-519.

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 21 of Revised Maximum Price Regulation 136, *It is ordered:*

Paragraph (a) of Order No. 559 under Revised Maximum Price Regulation 136 is revised and amended to read as follows:

The maximum prices by the Barber-Greene Company, Aurora, Illinois for sales of portable coal conveyors shall be determined as follows:

(1) The manufacturer shall multiply by 108.75% the maximum price he had in effect on October 1, 1941 for direct sales to a user.

(2) The manufacturer shall multiply by 110.67% the maximum price he had in effect on October 1, 1941 for sales to resellers.

This amendment shall become effective January 4, 1946.

Issued this 3d day of January 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-121; Filed, Jan. 3, 1946;
11:34 a. m.]

[MPR 170, Order 13]

LUBRA-TROL CO., INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith; *It is ordered:*

(a) The maximum prices for sales of Therma-Trol, an anti-freeze compound, containing ethylene glycol, propylene glycol, rust inhibitor, and synthetic coloring, manufactured by Lubra-Trol Company, Inc., 510 Ohio Street, St. Paul, Minn., shall be those set forth below:

On sales to—		
Jobber	Retailers and bulk consumers	Consumer
Per gallon \$1.35	Per gallon \$1.77	Per gallon \$2.65

(1) The maximum prices for sales by the manufacturer and jobbers are subject to the same freight and trade practices as prevailed on the manufacturer's or jobbers' sales of anti-freeze during the base period October 1-December 31, 1941, or if the manufacturer or wholesaler did not sell anti-freeze during such period, by like manufacturers or jobbers.

(2) The maximum prices for sales at retail include installation in the automobile cooling system where the buyer so requests and where anti-freeze was customarily so installed without charge during the six-month period ending March 31, 1942, by the seller, or if the seller did not sell anti-freeze during such period, by like sellers.

(b) No extra charge may be made for containers.

(c) With or prior to the first delivery of Therma-Trol after the effective date

of this order the manufacturer or jobber shall furnish the buyer with a written notice of the schedule of prices set out in paragraph (a) together with a statement that they have been approved by the Office of Price Administration.

(d) Prior to making any delivery of Therma-Trol after the effective date of this order the manufacturer shall mark or cause to be marked on each container the following:

- (1) "Type Therma-Trol anti-freeze."
- (2) "Retail Ceiling Price—\$2.65 per gallon."
- (3) A complete anti-freeze protection table.

This order shall become effective January 4, 1946.

Issued this 3d day of January 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-122; Filed, Jan. 3, 1946;
11:34 a. m.]

[MPR 188, Order 117 Under Order A-2]

J. T. JUSTICE & SON

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to paragraph (a) (16) of Order A-2 under § 1499.159b of Maximum Price Regulation No. 188, it is ordered:

(a) *Manufacturer's ceiling prices.* J. T. Justice and Son, East Main Street, Albertsville, Alabama, may increase its ceiling prices for sales to dealers of the articles listed below by the percent of increase stated after each article:

Article:	Maximum percent of increase price
Automatic well bucket—plain.....	5
Automatic well bucket—banded.....	4.3

(b) *Ceiling prices of purchasers for resale.* Purchasers for resale of such articles which the manufacturer sold at adjusted maximum prices permitted by paragraph (a) above, shall determine their maximum prices as follows:

(1) A purchaser for resale who delivered or offered for delivery during March 1942 an article which meets the definition of most comparable article contained in § 1499.3 (a) of the General Maximum Price Regulation, except that it need not be currently offered for sale, shall calculate his ceiling price by adding to his invoice cost the same markup which he had on that comparable article, according to the method and procedure set forth in that section.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(2) If a purchaser for resale cannot determine his ceiling price under the above method, he shall apply to the Office of Price Administration for the establishment of his ceiling price under § 1499.3 (c) of the General Maximum

Price Regulation. Ceiling prices established under that section will reflect the supplier's prices adjusted in accordance with this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March, 1942, or thereafter properly established under OPA regulations.

(d) *Notification.* At the time of, or prior to, the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(e) All requests for adjustment of maximum prices not specifically granted by this order are hereby denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on January 4, 1946.

Issued this 3d day of January 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-130; Filed, Jan. 3, 1946;
11:36 a. m.]

[MPR 188, Revocation of Order 110 Under
2d Rev. Order A-3]

HUGH LYONS AND CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to Second Revised Order A-3 under § 1499.159b of Maximum Price Regulation No. 188, It is ordered, That Order No. 110 under Second Revised Order A-3 under § 1499.159b of Maximum Price Regulation No. 188 be, and the same hereby is revoked.

This order shall become effective January 4, 1946.

Issued this 3d day of January 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-131; Filed, Jan. 3, 1946;
11:36 a. m.]

[MPR 188, Order 134 Under 2d Rev. Order
A-3]

HUGH LYONS AND CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register; and pursuant to Second Revised Order A-3 under § 1499.159b of Maximum Price Regulation No. 188, it is ordered:

(a) *Manufacturer's maximum prices.* Hugh Lyons and Company, of Lansing, Michigan, may increase its maximum prices in effect immediately prior to

July 28, 1945 for sales of the store furniture and fixtures which it manufactures, by fifteen percent of each such maximum price.

(b) *Maximum prices of purchasers for resale.* Purchasers for resale of such articles, which the manufacturer has sold at adjusted maximum prices, shall determine their maximum resale prices, as follows:

(1) A purchaser for resale who delivered or offered for delivery during March 1942 an article which meets the definition of "most comparable article" contained in § 1499.3 (a) of the General Maximum Price Regulation, except that it need not be currently offered for sale, shall determine his maximum resale price by adding to his invoice cost the same markup which he had on that comparable article, according to the method and procedure set forth in that section.

The determination of a maximum resale price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his maximum resale price, for inspection by the Office of Price Administration, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(2) If a purchaser for resale cannot determine his maximum resale price under the above method, he shall apply to the Office of Price Administration for the establishment of his maximum resale price under § 1499.3 (e) of the General Maximum Price Regulation. Maximum resale prices established under that section will reflect the supplier's prices adjusted in accordance with the terms of this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, discounts, allowances, and

other price differentials in effect during March 1942, or which have been properly established under the applicable OPA regulation.

(d) *Notification.* At the time of, or prior to, the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles covered by this order. This notice may be given in any convenient form.

(e) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator.

(f) *Effective date.* This order shall become effective on January 4, 1946.

Issued this 3d day of January 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-132; Filed, Jan. 3, 1946;
11:36 a. m.]

[MPR 188, Order 6 Under Order 4418]

ARTHUR FULMER

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to Order No. 4418 under § 1499.159b of Maximum Price Regulation No. 188, it is ordered:

(a) *Manufacturer's maximum prices.* Arthur Fulmer, of 260 Monroe Avenue, Memphis 1, Tenn., may sell and deliver the articles listed below which he manufactures, at prices no higher than his maximum prices in effect immediately prior to the issuance of this order, plus the appropriate one of the following adjustment charges:

Style 101-F Blue and Style 101 Red (tailor made)		Year, Make, Model, Body Style, Etc.	Adjustment charge
1941-42	Chevrolet, Ford and Mercury	Coupe, 3-Passenger	\$1.40
1941-42	Oldsmobile, Series 60	2-Door, 6-Passenger	2.50
1941	Pontiac DeLuxe	4-Door, 6-Passenger	2.50
1942	Pontiac Torpedo		
1941-42	Buick, Models 44, 48, 48S and 47	Coupe, 3-Passenger	1.40
1941-42	Buick, Series 40 (except above)	2-Door, 6-Passenger (no arm)	2.50
1941-42	Buick, Series 50, 60 and 70	2-Door, 6-Passenger (with arm)	2.40
1941	Oldsmobile, Series 70 and 90	4-Door, 6-Passenger (no arm)	2.17
1941	Pontiac Streamliner and Custom	4-Door, 6-Passenger (with arm)	2.48
1941-42	Cadillac 61 and 62	2-Door, 6-Passenger (no arm)	2.50
1942	Oldsmobile Series 70 and 90	2-Door, 6-Passenger (with arm)	2.40
1942	Pontiac Streamliner	4-Door, 6-Passenger (no arm)	2.50
		4-Door, 6-Passenger (with arm)	2.48
1941-42	Chrysler C28, C30, C34 and C36	Coupe, 3-Passenger	1.40
1941	DeSoto Custom and DeLuxe	2-Door, 6-Passenger (no arm)	2.50
1942	DeSoto DeLuxe	4-Door, 6-Passenger (no arm)	2.50
1941-42	Dodge Custom and DeLuxe	4-Door, 6-Passenger (with arm)	2.48
1942	DeSoto Custom	4-Door, 6-Passenger (no arm)	2.17
		4-Door, 6-Passenger (with arm)	2.48
1940-42	Plymouth	Coupe, 3-Passenger	1.89
1940	Chrysler C25 and 26	2-Door, 6-Passenger	2.37
1940	DeSoto and Dodge	4-Door, 6-Passenger (no arm)	2.37
1938-40	Chevrolet and Ford	Coupe, 2-Passenger	1.40
1938-39	Plymouth	2-Door, 5-Passenger	2.50
1938	Dodge, Model D-8	4-Door, 5-Passenger	2.50
1939-40	Oldsmobile 60 and Pontiac Small 6		
1938-40	Buick, Series 40, 50, 60, and 70	Coupe, 2-Passenger	1.15
1939	Chrysler and DeSoto	2-Door, 5-Passenger	2.50
1939	Dodge DeLuxe and Special	4-Door, 5-Passenger (no arm)	2.50
1939-42	Hudson and Nash	4-Door, 5-Passenger (with arm)	1.80
1939-40	Mercury		
1938-40	Olds and Pontiac (except above)		
1938-42	Studebaker and Packard 110 and 120		

(b) *Maximum prices of purchasers for resale.* Purchasers for resale of each article, which the manufacturer has sold

at adjusted maximum prices, shall determine their maximum resale prices, as follows:

(1) A purchaser for resale who delivered or offered for delivery during March 1942 an article which meets the definition of "most comparable commodity" contained in § 1499.3 (a) of the General Maximum Price Regulation, except that it need not be currently offered for sale, shall determine his maximum resale price by adding to his invoice cost the same markup which he had on that comparable article, according to the method and procedure set forth in that section.

The determination of a maximum resale price in this way need not be reported to the Office of Price Administration. However, each seller must keep complete records showing all the information called for on OPA Form 620-789, with regard to how he determines his maximum resale price, for inspection by the Office of Price Administration, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(2) If a purchaser for resale cannot determine his maximum resale price under the above method, he shall apply to the Office of Price Administration for the establishment of his maximum resale price under § 1499.3 (c) of the General Maximum Price Regulation. Maximum resale prices established under that section will reflect the supplier's prices adjusted in accordance with this order.

(c) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles covered by this order. This notice may be given in any convenient form.

(d) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(e) *Effective date.* This order shall become effective on January 4, 1946.

Issued this 3d day of January 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-129; Filed Jan. 3, 1946;
11:36 a. m.]

[MPR 591, Rev. Order 109]

AMERICAN FOUNDRY AND FURNACE CO. ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 16 (b) (1) of Maximum Price Regulation No. 591, Order No. 109 is revised and amended to read as follows:

(a) *Adjustment of maximum prices for the American Foundry and Furnace Company of Bloomington, Illinois.* (1) The American Foundry and Furnace Company of Bloomington, Illinois, may increase its presently established maximum net prices for its cast iron warm air furnaces, including repair and service parts therefor, and miscellaneous cast iron and sheet metal products as cov-

ered by Maximum Price Regulation No. 591, to each class of customer by 7 percent.

(2) The maximum net prices set forth in (a) above are subject to cash discounts and transportation allowances at least as favorable as those granted as a deduction from net prices to each class of customer during March 1942 on comparable sales of similar commodities.

(b) *Maximum prices of purchasers for resale.* This paragraph sets forth the methods by which persons purchasing the warm air furnaces and parts therefor, referred to in paragraph (a) shall determine their maximum resale prices.

(1) If the purchaser for resale has already established his maximum prices under the General Maximum Price Regulation for his resales of these articles prior to the issuance of this order, he may increase such maximum prices by 7 percent.

(2) If the purchaser for resale has not established his maximum prices for the warm air furnaces and parts therefor under the General Maximum Price Regulation, he shall proceed to do so, and may increase the maximum prices established under § 1499.2 of that regulation by 7 percent. However, if the applicable pricing provision of the General Maximum Price Regulation is § 1499.3 (a) which requires his maximum prices to be determined on the basis of cost, the reseller shall use the actual invoice price to him as his cost, and the price so computed shall not be increased in any amount. Ceiling prices which will be established under § 1499.3 (c) of that regulation, if that is the applicable pricing provision, will be based upon the supplier's prices as adjusted by this order.

(c) *Notification.* At the time of, or prior to, the first invoice to a purchaser for resale showing a maximum price adjusted in accordance with the terms of this order, the seller shall notify such purchaser in writing of the methods established in paragraph (b) for determining adjusted maximum prices for resales of the articles covered by this order. This notice may be given in any convenient form.

(d) All prayers of the application of the American Foundry and Furnace Company not granted in this order are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective January 4, 1946.

Issued this 3d day of January 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-135; Filed, Jan. 3, 1946;
11:37 a. m.]

[MPR 188, Order 4797]

HANDY LAMP & NOVELTY CO. APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register,

and pursuant to § 1499.158 of Maximum Price Regulation No. 188; It is ordered:

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Handy Lamp & Novelty Company, 721 West 13th Street, Chicago, 7, Ill.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Table combination lamp with mahogany legs, column and tray, complete with shade.....	500	\$12.43	\$14.63	\$26.35

These maximum prices are for the articles described in the manufacturer's application dated July 25, 1945.

(2) For sales by the manufacturer, the maximum prices, apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 1% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model Number -----
OPA Retail Ceiling Price—\$-----
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 4th day of January 1946.

Issued this 3d day of January 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-123; Filed, Jan. 3, 1946;
11:34 a. m.]

[MPR 188, Order 4803]

SUDDEN SERVICE GLASS CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Sudden Service Glass Company, 4400 South Main Street, Los Angeles 37, Calif.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
20" glass brick table lamp (no shade).....	9	\$2.97	\$3.50	Each \$6.30

These maximum prices are for the articles described in the manufacturer's application dated September 24, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Wash-

ington, D. C., under the fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model Number -----
OPA Retail Ceiling Price—\$-----
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 4th day of January, 1946.

Issued this 3d day of January 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-124; Filed, Jan. 3, 1946;
11:34 a. m.]

[MPR 188, Order 4804]

INDIANA ELECTRIC HEAT CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Indiana Electric Heat Company, P. O. Box 185, Fort Wayne, Ind.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model	Maximum prices for sales by any seller to—				
		Wholesalers (Jobbers)	Dropship (Jobbers)	Retailers (6 units or more)	Retailers (less than 6 units)	Consumers
Automatic electric iron.....	Delux.....	Each \$8.11	Each \$3.34	Each \$3.68	Each \$3.96	Each \$5.95
Nonautomatic electric iron.....	Economy.....	1.91	2.05	2.25	2.43	3.65

These maximum prices are for the articles described in the manufacturer's application dated December 12, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regula-

tion No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and subject to a cash discount of 2% for payment within 10 days, and net in 30 days. These prices include the Federal Excise Tax.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain either of the following statements with the correct order number, model number and retail price filled in:

Indiana Electric Heat Co.
P. O. Box 185
Ft. Wayne, Ind.

Model No. -----
OPA Retail Ceiling Price—\$-----
Federal Excise Tax Included
Do Not Detach or Obliterate

or

Order No. 4804
Model No. -----
OPA Retail Ceiling Price—\$-----
Federal Excise Tax Included
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 4th day of January 1946.

Issued this 3d day of January 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-125; Filed, Jan. 3, 1946;
11:35 a. m.]

[MPR 188, Order 4805]

PICKWICK NOVELTY FURNITURE CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Pickwick Novelty Furniture Company, 781 River Street, Paterson 4, N. J.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Lacquered maple birch or gumwood pin-up lamp with 8" floral decorated parchment shade.	Salem...	\$1.50	\$1.75	\$3.15
Lacquered maple birch or gumwood nautical pin-up lamp with 8" nautical decorated parchment shade.	Pilot...	1.65	1.95	3.50

These maximum prices are for the articles described in the manufacturer's application dated August 30, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 1% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. -----
OPA Retail Ceiling Price—\$-----
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 4th day of January 1946.

Issued this 3d day of January 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-126; Filed, Jan. 3, 1946;
11:35 a. m.]

No. 4—4

[MPR 188, Order 4806]

KINGSTON CUTLERY CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by the Kingston Cutlery Company, 1776 Broadway, New York 19, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by any seller to—		
		Wholesalers (Jobbers)	Retailers	Consumers
Pocket Knives.....	K4611 K603	Each \$1.00 .75	Each \$1.33 1.00	Each \$2.00 1.50

These maximum prices are for the articles described in the manufacturer's application dated December 18, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and are subject to a cash discount of 2% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the fourth pricing method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement with the correct model number and retail prices properly filled in:

Model No. -----
OPA Retail Ceiling Price—\$-----
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 4th day of January, 1946.

Issued this 3d day of January 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-127; Filed, Jan. 3, 1946;
11:35 a. m.]

[MPR 188, Order 4807]

NORRIS STAMPING AND MANUFACTURING CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Norris Stamping and Manufacturing Company, 5215 South Boyle Avenue, Los Angeles 11, Calif.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by any seller to—			
		Wholesalers (Jobbers)	Chain and department stores	Other retailers	Consumers
Stainless steel—		Each	Each	Each	Each
Chicken fryer.....	11".....	\$3.125	\$3.75	\$4.16	\$6.25
Covered fry pan.....	11".....	2.55	3.06	3.40	5.10
Covered fry pan.....	9".....	2.05	2.46	2.73	4.10
Open fry pan.....	11".....	1.975	2.37	2.64	3.95
Open fry pan.....	9".....	1.65	1.86	2.06	3.10
Open fry pan.....	7".....	1.15	1.38	1.52	2.30
Dutch oven.....	5½ qt.....	4.00	4.80	5.33	8.00
Boiler (double).....		3.25	3.90	4.33	6.50
Sauce pot.....	8 qt.....	3.50	4.20	4.67	7.00
Sauce pot.....	6 qt.....	3.00	3.60	4.00	6.00
Sauce pot.....	4 qt.....	2.50	3.00	3.33	5.00

These maximum prices are for the articles described in the manufacturer's application dated November 24, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and subject to a cash discount of 2% for payment in 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may

be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

Model No. -----
OPA Retail Ceiling Price—\$-----
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 4th day of January, 1946.

Issued this 3d day of January, 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-128; Filed, Jan. 3, 1946;
11:36 a. m.]

[MPR 591, Corr. to Amdt. 2 to Order 1]

SPECIFIED MECHANICAL BUILDING EQUIPMENT

MODIFICATION OF MAXIMUM PRICES

"Article VII" is corrected to read "Article VIII" and "section 7.1" is corrected to read "section 8.1".

This correction shall be effective as of November 14, 1945.

Issued this 3d day of January 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-134; Filed, Jan. 3, 1946;
11:37 a. m.]

[MPR 591, Corr. to Amdt. 1 to Order 88]

SUB-ZERO FREEZER CO.

AUTHORIZATION OF MAXIMUM PRICES

All references to Order No. 88 in Amendment 1 to Order 88 are corrected to read "Order No. 81."

This correction shall be effective as of December 6, 1945.

Issued this 3d day of January 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-133; Filed, Jan. 3, 1946;
11:37 a. m.]

[MPR 591, Order 203]

WILSON INDUSTRIES CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of

Maximum Price Regulation No. 591; It is ordered:

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following frozen food cabinets manufactured by Wilson Industries Company, 3533 Holland Avenue, New York, N. Y., and as described in the application dated October 15, 1945, which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
10 cu. ft. ½ hp. condensing unit.....	\$180	\$216	\$360
16 cu. ft. ½ hp. condensing unit.....	280	336	560
21 cu. ft. ¾ hp. condensing unit.....	330	396	660

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: \$6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) Wilson Industries Company of New York, New York, shall stencil on the lid or cover of the frozen food cabinets covered by this order, substantially the following.

OPA Maximum Retail Price—\$-----
Plus freight and crating as provided in Order No. 203 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective January 4, 1946.

Issued this 3d day of January 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-137; Filed, Jan. 3, 1946;
11:37 a. m.]

[MPR 188, Rev. Order 226]

CERTAIN CONSUMERS' ARTICLES CONTAINING SILVER

MAXIMUM SALES PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended and Executive Order No. 9250, It is ordered, That Order No. 226 under § 1499.159b of Maximum Price Regulation No. 188 be revised and amended to read as follows:

(a) Articles to which this order applies. This order applies only to the following articles containing silver:

Compacts and toilet sets
Mirrors
Silverware

(b) Manufacturers' maximum prices. A manufacturer's maximum price for any article listed in paragraph (a) shall be calculated as follows:

(1) The applicable pricing provision of Maximum Price Regulation No. 188 shall be applied.

(2) To the price thus obtained for the article, shall be added 36 cents for each fine troy ounce of net content of silver.

No cash or other discount need be granted the buyer with respect to the price increase permitted by this order.

(c) Wholesalers' maximum prices. A wholesaler's maximum price for any article for which the manufacturer's maximum price was established under paragraph (b) above shall be calculated as follows:

(1) The provisions of the General Maximum Price Regulation shall be applied.

(2) To the price thus obtained for the article, shall be added 36 cents for each fine troy ounce of net content of silver. No cash or other discount need be granted the buyer with respect to the price increase permitted by this order.

(d) Retailer's maximum price. The retailer's maximum price for any article for which the supplier's maximum price was established under paragraph (b) or (c) above shall be calculated as follows:

(1) The provisions of the General Maximum Price Regulation shall be applied.

(2) To the price thus obtained for the article, shall be added 36 cents for each fine troy ounce of net content of silver. The retailer may collect from the consumer, in addition to the maximum price, the increase in the amount of Federal excise tax, resulting from the increase in the maximum price of an article covered by this order.

(e) Any increase in price permitted by paragraphs (b) and (c) above, may be applied by a purchaser for resale only on the sale of the particular item on which the increased price permitted by paragraph (b) or (c) above was paid by him.

(f) Every person delivering to a purchaser for resale, an article at an adjusted maximum price permitted by paragraph (b) or (c) of this order shall, at or prior to the first invoice to such purchaser after March 23, 1943, file with

his customer for each item, a statement, either on the invoice or separately, containing the following information:

- (1) The names and addresses of the buyer and seller.
- (2) A description of the article sold.
- (3) The quantity and unit being sold.
- (4) A statement of the maximum price of the article including the adjustment in price authorized by this order.
- (5) A statement of the net number of troy ounces of fine silver content and/or the amount of the added cost at 36 cents per ounce due to the adjustment in maximum prices permitted by this order.

(g) Notification to purchasers for resale. Every person delivering to a purchaser for resale an article at an adjusted maximum price permitted by this order shall, at or prior to the first invoice to such purchaser after March 23, 1943, give written notice of the adjustment granted by this order. A statement in the following form will be sufficient:

The Office of Price Administration has granted relief to manufacturers of (insert name of article) containing silver by allowing each manufacturer, wholesaler, and retailer to charge in addition to his prices otherwise established under applicable Office of Price Administration regulations, 36 cents for each fine troy ounce of silver contained in the article.

(h) Determination of amount of silver. The amount of silver which the particular article being priced contains may be computed in the case of wholesalers or retailers on the basis of the information given by his supplier.

(i) This revised order may be revoked or amended by the Price Administrator at any time.

This revised order shall become effective on the 9th day of January 1946.

Issued this 4th day of January 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-215; Filed, Jan. 4, 1946; 11:37 a. m.]

[MPR 528, Order 80]

FIRESTONE TIRE & RUBBER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 16 (d) of Revised Maximum Price Regulation 528, *It is ordered:*

(a) Maximum retail prices for the following sizes and types of new tires manufactured by The Firestone Tire & Rubber Company of Akron, Ohio, shall be:

Size	Ply	Type	Maximum retail price per tire
10.00-22.....	14	Traction logger tire....	\$132.40
11.00-22.....	14	Traction logger tire....	156.70
20 x 8 x 16.....		Solid industrial tire....	(i)

¹ \$38.70 (east); \$41.60 (west).

"East" and "West" shall have the meaning given those terms in the manu-

facturer's price list for industrial tires in effect on February 1, 1944.

(b) All provisions of Revised Maximum Price Regulation 528 not inconsistent with this order shall apply to sales covered by this order.

(c) This order may be revoked or amended by the Office of Price Administration at any time.

This order shall become effective January 5, 1946.

Issued this 4th day of January 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-217; Filed, Jan. 4, 1946; 11:37 a. m.]

[MPR 571, Amdt. 1 to Order 2]

RENTAL OF CERTAIN TYPES OF COMMERCIAL MOTOR VEHICLES

MODIFICATION OF MAXIMUM PRICES ESTABLISHED BY ORDER NO. 2 UNDER MAXIMUM PRICE REGULATION 571 FOR FULLY MAINTAINED AND OPERATED TRUCK RENTALS ON CONSTRUCTION PROJECTS IN REGION 5

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Order No. 2 under Maximum Price Regulation No. 571 is amended by deleting from the schedule of maximum rates under Appendix A, Part I, the following:

(7) Pipe unloader, \$3.00.

This amendment shall become effective as of December 7, 1945.

Issued this 4th day of January 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-218; Filed, Jan. 4, 1946; 11:37 a. m.]

[RMFR 528, Order 79]

B. F. GOODRICH CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 16(d) of Revised Maximum Price Regulation 528, *It is ordered:*

(a) The maximum retail price for a new 7.50-15, 10 ply, Universal Truck Tire manufactured by The B. F. Goodrich Company, Akron, Ohio, shall be \$58.45.

(b) All provisions of Revised Maximum Price Regulation 528 not inconsistent with this order shall apply to sales covered by this order.

(c) This order may be revoked or amended by the Office of Price Administration at any time.

This order shall become effective January 5, 1946.

Issued this 4th day of January 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-216; Filed, Jan. 4, 1946; 11:37 a. m.]

Regional and District Office Orders.

[Region IV Order G-2 Under S. O. 94]

HUTMENTS IN OAK RIDGE, TENN.

Order G-2 under supplementary order 94, United States Army Engineers, Oak Ridge, Tennessee; Docket No. IV-SO94-11.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator for Region IV of the Office of Price Administration by section 11 of Supplementary Order 94; *It is hereby ordered:*

(a) That on and after the effective date of this order, the United States Army Engineers, Oak Ridge, Tennessee, and/or anyone acting for or on their behalf, may sell and deliver used prefabricated hutments with dimensions of 16' x 16' x 8' high to the eave of the roof, fabricated from 1/4 and 3/8", 3 ply Douglas Fir plywood with the necessary understructure of 2 x 4s, 8 x 8s, etc., including windows, doors, roof, etc., and which have been or will be dismantled from the premises of the Clinton Engineer Works, Oak Ridge, Tennessee, at prices not in excess of the following:

Condition:	Maximum prices (each)
Class 1.....	\$162.50
Class 2.....	150.00

(b) That any seller in Region IV purchasing the above described used prefabricated hutments from the United States Army Engineers and/or anyone acting for or on their behalf is hereby permitted to sell said hutments at prices not in excess of the following:

Class of seller	Condition	Maximum prices
Any reseller "as is—where is".....	Class 1..	Each \$180.00
	Class 2..	162.00
Any reseller who sells to any person other than ultimate consumer (prices include delivery).....	Class 1..	255.00
	Class 2..	233.00
Any reseller who sells to ultimate consumer (not installed) (prices include delivery).....	Class 1..	289.50
	Class 2..	267.50
Any reseller who sells to ultimate consumer on installed basis (prices include delivery and installation).....	Class 1..	320.00
	Class 2..	298.00

(c) (1) Hutments shall be considered to be in Class 1 condition if they provide serviceability and appearance fairly equivalent to a new hutment of the same design.

(2) Hutments shall be considered to be in Class 2 condition if they are not in condition, without repairs, to provide serviceability and appearance fairly equivalent to a new hutment, for any reason, including but not limited to the following:

(i) The hutment has been occupied for a total period of more than two years.

(ii) The roof (before demounting) leaks.

(iii) Any portion of the original hutment is missing, except that a minor fastener (bolt, screw, hook, etc.) shall not be considered as a portion of the building.

(iv) Any noticeable and/or general defacement of the hutment, regardless of whether the structure is materially weakened.

(v) Any other conspicuous defect that would ordinarily affect adversely the serviceability or marketability of the hutment.

(d) In the event of a sale by a reseller on an installed basis in connection with which additional equipment is sold and/or installed, the seller must report to this Regional Office the following information complete:

(1) Name and address of the person making the sale of the item installed with additional equipment.

(2) Price paid for the hutment by the person named in paragraph (1) above.

(3) The sales price of the hutment installed complete with the additional equipment.

(4) A complete description of the additional equipment installed with its acquisition cost to the person named in paragraph (1) above.

(5) The cost to the purchaser of the completed unit installed, including all equipment.

(e) On all sales of the above described hutments, all sellers must furnish to their respective purchaser or purchasers an invoice showing the following information:

(1) The item number(s) from the original advertisement for bids.

(2) A description by class (Class 1 or Class 2 condition).

(3) The class of seller making the transfer.

(4) The sales price of the item.

(5) The maximum price for the item for a sale by the class of seller shown in paragraph (3) above as determined by this order.

(f) Except as otherwise provided herein, all transactions subject to this order remain subject to the provisions of Supplementary Order 94, together with all amendments which heretofore have been or hereafter may be issued.

(g) This order may be revoked, corrected or amended by the Office of Price Administration at any time.

This order shall become effective immediately.

Issued November 30, 1945.

ALEXANDER HARRIS,
Regional Administrator.

[F. R. Doc. 45-23219; Filed, Dec. 29, 1945;
3:16 p. m.]

[Region V Order G-2 Under Supp. Ser.
Reg. 47 to RMPR 165, Amdt. 1]

SHOE REPAIR SERVICES IN DALLAS REGION

For the reasons set forth in the opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region V of the Office of Price Administration by § 1499.680 (a) of Supplementary Service Regulation 47 to Revised Maximum Price Regulation No. 165; *It is hereby ordered*, That sub-section (d) of section 2 of Order No. G-2 under Supplementary Service Regulation 47 to Revised Maximum Price Regulation No. 165 be and it is hereby revoked and amended to read as follows:

(d) "Group 'A' Half Soles" means the Neolite brand manufactured by the Goodyear Tire and Rubber Company and Panolene brand manufactured by Panther Panco Rubber Company.

Except as herein amended or revised, Order No. G-2 under Supplementary Service Regulation 47 to Revised Maximum Price Regulation No. 165 shall be and is continued in full force and effect in all other respects.

This order shall become effective on the 18th day of December 1945.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

Issued at Dallas, Texas this 14th day of December 1945.

W. A. ORTH,
Regional Administrator.

[F. R. Doc. 45-23216; Filed, Dec. 29, 1945;
3:15 p. m.]

[Region V Order G-6 Under RMPR 165,
Amdt. 2]

LAUNDRY SERVICES IN DALLAS REGION

For the reasons set forth in the opinion issued simultaneously herein and under authority vested in the Regional Administrator of Region V by section 20 of Revised Maximum Price Regulation No. 165 as amended, *It is hereby ordered*, That Amendment No. 1 to Order No. G-6, under Revised Maximum Price Regulation No. 165 as amended and issued on November 15, 1945, by the Regional Administrator of Region V, be and it is hereby amended by deleting from section (a) (2) list services the following:

	All kinds of material (per pair)
Plain curtains, 50" wide or less.....	\$0.50
Plain curtains, more than 50" wide.....	.65
Ruffles, each (add).....	.15
(No charge over 45¢ per pair for ruffles.)	
Criss cross (add).....	.25
Headings of more than ½".....	.15

And by adding to the list items included in section (a) (2), list services, immediately after "comforts" the following list items and maximum prices therefor:

	All kinds of material (per pair)
Plain curtains, 60" x 98" or smaller.....	\$0.45
Plain curtains, over 60" x 98" but not more than 80" x 108".....	.90
Ruffles—to plain curtain prices may be added the following:	
For each ruffle 3" wide or less.....	.15
For each ruffle over 3" in width.....	.25
Criss cross curtains, 60" x 98" and smaller (add).....	.15
Headings wider than ½".....	
For each heading from ½" to 3" inclusive in width (add).....	.15
For each heading over 3" in width (add).....	.25

All other curtain laundering services are to be priced in accordance with the pricing provisions of RMPR 165.

Except as herein amended or revised, Order No. G-6, issued September 2, 1943 by the Regional Administrator of Region V, shall be and is continued in full force and effect in all respects.

This Amendment No. 2 to Order No. G-6 is subject to revocation or amendment at any time hereafter, either by special order or any price regulation issued hereafter or by any amendment or supplement to any price regulation issued hereafter, the provisions of which may be contrary hereto.

The laundries in the Wichita, Kansas area shall keep this Amendment No. 2 to Order No. G-6 and the attached opinion in their establishments and make them available for inspection by any person during business hours.

The laundries in the Wichita area are hereby required to file a complete statement of base period prices for all laundering services which they now perform, for which specific prices have not yet been established, with the Wichita District Office of the Office of Price Administration within ten days of the effective date of this order.

Except as specifically provided in this Amendment No. 2 to Order No. G-6 and for the types of laundry services for which specific provisions are made, the provisions of Revised Maximum Price Regulation No. 165, as amended, are in no way affected and shall continue in full force and effect.

This order shall become effective on the 14th day of December 1945.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

Issued at Dallas, Texas this 14th day of December 1945.

W. A. ORTH,
Regional Administrator.

[F. R. Doc. 45-23217; Filed, Dec. 29, 1945;
3:16 p. m.]

[Region VII Order G-8 Under RMPR 251]

RE-SIDING MATERIALS IN WYOMING

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to the authority vested in the Regional Administrator of Region VII of the Office of Price Administration by the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and by section 9 of Revised Maximum Price Regulation No. 251; it is ordered:

SECTION 1. *What this order does.* (a) This order fixes maximum prices for all sales of re-siding materials on an installed basis into a residential structure, as defined herein, in the area hereinafter described, together with the services required to incorporate such materials into the structure or structures and the remissible in connection with the installation, whether or not such sales or services are made as a part of a general contract.

(b) The provisions of sections 8 and 9 of this order shall apply to all sellers of re-siding materials on an installed basis into any type of structure, together with the services, accessories, and extra charges involved.

(c) The term "residential structure" means any building, structure, or part

thereof, used entirely or principally for living or dwelling purposes and includes buildings or structures in connection therewith, or adjacent thereto, at the same site, such as garages, barns, milk houses, sheds, granaries, and other out-buildings, but does not include hotels.

(d) The term "re-siding materials" means any material used for residing a residential structure in whole or in part, including but not limited to types of siding used such as asbestos-cement shingles and composition siding materials such as insulated brick or stone and roll brick siding, but does not include materials covered by Revised Maximum Price Regulation No. 215, such as lap siding, drop siding, wood shingles and similar materials.

SEC. 2. *Geographical applicability.* This Order No. G-8 applies only to the State of Wyoming.

SEC. 3. *Relationship of this order to Revised Maximum Price Regulation No. 251.* This order supersedes sections 6, 7, and 8 of Revised Maximum Price Regulation No. 251 with respect to sales covered by this order. All other sections of Revised Maximum Price Regulation No. 251, together with all amendments thereto that have been or may be issued, except to the extent they are inconsistent with the provisions of this order, shall apply to sales covered by this order.

SEC. 4. *Maximum prices for sales of re-siding materials and accessories on an installed basis.* The maximum prices for sales covered by this order shall be as shown in Table I and Table II. Table I covers prices for re-siding materials on an installed basis and Table II covers prices for re-siding accessories and other items for which extra charges may be made.

(A) TABLE I—INSTALLED RE-SIDING PRICES

Asbestos-cement siding

Standard surface hardness, and extra hard surface, white or standard colors, 12" x 24", 12" x 27", 8 1/2", square 9", or 9 1/2" x 22" or 24"-----	Per square
	\$26.00

Asphalt siding

Insulated brick, 14 3/8" x 43 3/8", 13 3/8" x 43 3/8" or 14" x 43"-----	29.00
Roll brick-----	14.00

The above prices include nails, caulking, joint strips, and one bundle of lath.

(B) TABLE II—INSTALLED RE-SIDING ACCESSORIES FOR WHICH EXTRA CHARGES MAY BE MADE AS STATED BELOW

- (1) Corner pieces for asphalt brick re-siding: 35¢ per ft.
- (2) Preformed corners on roll brick re-siding: 25¢ per ft.
- (3) Soldier course on insulated brick: 15¢ per ft.
- (4) Soldier course on roll brick: 10¢ per ft.
- (5) Zinc corner bead: 15¢ per ft.
- (6) Lath (400 ft. per bundle) after first bundle: \$4.00 per bundle.
- (7) 15 lb. felt: \$1.50 per square.
- (8) 30 lb. felt and smooth surface rolls: \$2.50 per square.
- (9) 35 lb. felt smooth surface rolls in 12" widths: \$3.00 per square.
- (10) Building paper (rosin sized): \$1.00 per square.

(11) Moulding (quarter round to 3/4" and band up to 1 1/2"): 5¢ per ft.

(12) Rabbitted Mouldings: 14¢ per ft.

(13) Backer board: \$4.50 per square.

(14) All shingles above the second floor ceiling, extra charge: \$3.00 per square.

(15) Applying shingles to the second floor when the first floor is not covered, extra charge: \$2.00 per square.

(16) No additional charges for transportation may be made within a distance of five miles from the corporate limits of the city where the seller's place of business is located. However, an additional charge of 10¢ per square for each mile thereafter may be made, provided the total additions permitted by this sub-paragraph may not exceed \$1.00 per square.

(17) Where the re-siding job is performed at a distance of more than 40 miles from the corporate limits of the city where the seller's place of business is located, the seller may include any additional transportation charges actually incurred for transporting the re-siding materials from said city to the site of the job but not to exceed the lowest common carrier freight charges therefor.

(18) A charge of \$5.00 per day may be made for each workman on a re-siding job when he is required to remain overnight out of the city to complete such job.

(19) For any re-siding job requiring less than 5 squares, an additional charge of \$2.00 per square may be made.

SEC. 5. *Guaranteed price.* A seller may sell a re-siding job covered by this order on the basis of a guaranteed price, but such guaranteed price must not be higher than the maximum price figured in accordance with the requirements of this order.

SEC. 6. *Related and incidental construction work.* If on any re-siding job, any installed building materials are furnished or any construction services performed by the seller for which specific maximum prices are not fixed by this order, such materials and services shall be separately priced and billed on all invoices and sales slips. The maximum prices for such related and incidental construction work shall be determined under Revised Maximum Price Regulation No. 251, or as fixed by any applicable area pricing order issued by the Regional Administrator of Region VII.

SEC. 7. *Measurements.* It shall be the seller's responsibility to measure with reasonable accuracy the area or footage to be covered. A measurement with reasonable accuracy shall be considered to have been made if the price based on such estimate does not vary more than 10% from the maximum price computed under the terms of this order, on the basis of the actual measurement.

SEC. 8. *Notification.* (a) Each seller making a sale covered by this order shall, upon completion of the work, furnish to the purchaser a statement showing the following:

1. The names and addresses of the seller and purchaser.
2. The location of the job.
3. The date the job was completed.
4. A description of the work performed and the total charged for the job, together with an itemized statement of the accessories and other items in-

cluded in Table II of section 4 of this order for which an extra charge was made, and the quantities and prices of each, and a separate statement of the related and incidental construction work performed, as provided in section 5 of this order.

(b) If requested by the purchaser, the seller shall furnish the purchaser an itemized statement showing the information contained in subparagraphs 1, 2, and 3 of paragraph (a) of this section, together with an itemized statement showing the number of squares, the prices charged per square of re-siding materials installed, together with an itemized statement of the accessories and other items included in Table II of section 4 of this order for which an extra charge was made, and the quantities and prices of each, and a separate itemized statement of any related and incidental construction work performed, as provided in section 5 of this order.

(c) Each seller making a sale covered by this order shall, if requested by the purchaser, make available to the purchaser a copy of this order and a copy of Revised Maximum Price Regulation No. 251. Copies for this purpose may be obtained from the office of the Regional Administrator or from the District Office of the Office of Price Administration.

SEC. 9. *Records.* Each seller must keep and retain at his principal place of business records concerning each sale covered by this order, showing the following:

1. The name and address of the purchaser.
2. The location of the job.
3. A copy of any and all contracts pertaining to each sale.
4. The date the job was completed.
5. A description of the re-siding materials and services involved.
6. The number of squares and the price charged per square of re-siding materials.
7. A list of all accessories and other items included in Table II of section 4 of this order, for which an extra charge may be made, showing the quantity and price of each.

8. A separate itemized statement of any related and incidental construction work and the prices charged for such work.

All such records shall be kept and made available for inspection by representatives of the Office of Price Administration so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

SEC. 10. *Prohibitions against sales at higher than maximum prices.* On and after the effective date of this order, regardless of any contract or other obligation, no person shall sell or offer to sell re-siding materials on an installed basis covered by this order at prices higher than the maximum prices established by this order: *Provided*, That installations made not more than thirty days after the effective date of this order on bona fide contracts executed prior to the effective

date of this order shall not be considered to be violations of this order.

Sec. 11. Evasions. (a) Any practice, scheme or device which results in a higher price to the purchaser of re-siding materials on an installed basis than is permitted by this order shall be deemed a violation of this order and subjects the seller to all the civil liabilities and the criminal penalties provided by the Emergency Price Control Act of 1942, as amended.

(b) No seller shall, as a part of the consideration or as a condition of a sale of any of the re-siding materials on an installed basis covered by this order, secretly or otherwise receive, either directly or indirectly, any side payment, commission, fee, consideration or other thing of value whatsoever nor shall the seller, either directly or indirectly, acquire or receive the benefit of any services, transportation agreements, or other valuable thing, material or property.

(c) No seller shall eliminate or reduce in any form or manner any maintenance or repair service customarily offered or performed as a part of a re-siding job, nor shall the seller lower the quality of the materials furnished below that called for by the specifications or agreement.

(d) No seller shall, by any of the foregoing plans, schemes, or devices, or by any other plan, scheme or device, receive or acquire or attempt to receive or acquire anything of value, service, valuable right, property or property right, money or any other consideration whatsoever in addition to the maximum prices established in this order for the sale of any re-siding materials on an installed basis.

Sec. 12. Less than maximum prices. Prices lower than the maximum prices for sales covered by this order may, of course, be charged and paid.

Sec. 13. Licensing. The provisions of Licensing Order No. 1, licensing all persons who make sales under price control are applicable to all sellers subject to this order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

Sec. 14. Revocation or amendment. This order may be revoked, modified or amended at any time by the Price Administrator or the Regional Administrator.

This Order No. G-8 shall become effective December 21, 1945.

Issued this 12th day of December, 1945.

RICHARD Y. BATTERTON,
Regional Administrator.

[F. R. Doc. 45-23213; Filed, Dec. 29, 1945; 3:14 p. m.]

[Region VII Order G-100 Under MPR 188]

DAHLSTROM SADDLERY

AUTHORIZATION OF MAXIMUM PRICES

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabili-

zation Act of 1942, as amended, and §§ 1499.158 and 1499.158a of Maximum Price Regulation No. 188, and for the reasons set forth in the accompanying opinion, this Order No. G-100 is issued.

(a) *What this order does.* This Order No. G-100 establishes maximum prices for five durable goods items manufactured by Dahlstrom Saddlery, Denver, Colorado, when sold at the specified levels.

(b) *Authorized maximum prices.* Upon and after the effective date of this Order No. G-100, the maximum prices for the durable goods commodities named below, manufactured by Dahlstrom Saddlery, a partnership, of 1803 Broadway, Denver, Colorado, in accordance with the specifications set forth in the applications of said manufacturer now on file in this Regional Office as a part of the record in this case, shall be as follows:

Article	Model No.	When sold by—		
		Manufacturer to wholesaler or jobber	Manufacturer to retailer	Any seller to ultimate consumer
(1) Combination coin purse and billfold.....	166	Each \$2.13	Each \$2.66	Each \$4.40
(2) Leather billfold.....	116	3.50	4.50	7.50
(3) Leather billfold.....	120	4.32	5.40	9.00
(4) Leather billfold.....	145	4.80	6.00	10.00
(5) Leather wallet.....	150	5.28	6.60	11.00

NOTE: (i) The maximum prices as above set forth for sales other than sales to ultimate consumers are subject to a discount of 2% for payment within 10 days from the date of invoice.

(ii) The above prices are for sales f. o. b. shipping point, and include all costs incident to wrapping, packing, boxing, and carting.

(c) *Notice to be given purchasers for resale and tagging with maximum price at retail level.* When the manufacturer or any other seller makes a first sale under this Order No. G-100 to a person who purchases for resale, other than at the retail level, he must show upon the invoice or on a separate slip or rider attached thereto the applicable resale prices as set forth in paragraph (b) above. The manufacturer must attach to each of the articles in question, by any suitable means, a tag or label plainly marked "Maximum price when sold by any seller to an ultimate consumer or user, \$-----"

(d) *Applicability of other regulations.* The maximum prices established by this Order No. G-100 for sales of the articles in question at the specified levels supersede all other maximum price regulations.

(e) *Geographical applicability.* The maximum prices authorized by this Order No. G-100 for resellers are applicable only to sales made within this Region VII, which includes the states of Colorado, Montana, New Mexico, Utah, and Wyoming, and all that part of the State of Idaho lying south of the southern boundary of Idaho County, the County of Malheur in the State of Oregon, and all that part of the counties of Mohave and Coconino in the State of Arizona lying north of the Colorado River.

(f) *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation or order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

(g) *Right to revoke or amend.* This order may be revoked, modified, or amended at any time by the Price Administrator or the Regional Administrator.

Effective date. This Order No. G-100 shall become effective on the 18th day of December 1945.

Issued this 18th day of December 1945.

RICHARD Y. BATTERTON,
Regional Administrator.

[F. R. Doc. 45-23214; Filed, Dec. 29, 1945; 3:15 p. m.]

[Region VII Order G-10 Under RMPR 251]

INSTALLED INSULATION IN WYOMING

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to the authority vested in the Regional Administrator of Region VII of the Office of Price Administration by the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and by section 9 of Revised Maximum Price Regulation No. 251, it is ordered:

SECTION 1. What this order does. (a) This order fixes maximum prices for sales of installed insulation by any person, hereinafter called the seller, to any person, hereinafter called the purchaser, in connection with a building, structure or construction project at a fixed site.

(b) *Definitions.* As used in this order, the term:

(1) "insulation" means any material used to retain or exclude heat, including but not limited to mineral wool, both nodulated and loose, expanded mica, other loose material such as ground newsprint paper and all types of batts and blanket insulation such as those containing mineral wool, cotton, spun glass, and balsam wool.

(2) "sale of installed insulation" means a transaction in which the seller furnishes insulation materials together with the services required to incorporate such materials into a building, structure or construction project at a fixed site. Installation may be performed by the pneumatic or blowing method, by hand-packing by the use of batts and blankets, or otherwise.

Sec. 2. Geographical applicability. This Order G-10 applies only to the State of Wyoming.

Sec. 3. Relationship of this order to Revised Maximum Price Regulation No. 251. Except as otherwise provided in this order, this order supersedes sections 6, 7 and 8 of Revised Maximum

Price Regulation No. 251 with respect to sales covered by this order. All other sections of Revised Maximum Price Regulation No. 251, together with all amendments thereto that have been or may be issued, shall, except to the extent

they are inconsistent with the provisions of this order, apply to sales covered by this order.

SEC. 4. Maximum prices of installed insulation and extra work for which charges may be made—(a) Installed in-

sulation. The maximum prices for the sale of installed insulation covered by this order shall be as shown in categories (1) to (29) inclusive below. (The drawings referred to are attached to this order and are made a part hereof.¹)

MAXIMUM PRICES PER SQUARE FOOT OF AREA

Categories	Table 1 Min- eral wool, 4" depth	Table 2 Ex- panded mica, 4" depth	Table 3 Other loose mate- rials, 4" depth	Table 4 Mineral batts or blank- ets, 3" thick- ness or over	Table 5 Other batts or blank- ets, 3" thick- ness or over	Categories	Table 1 Min- eral wool, 4" depth	Table 2 Ex- panded mica, 4" depth	Table 3 Other loose mate- rials, 4" depth	Table 4 Mineral batts or blank- ets, 3" thick- ness or over	Table 5 Other batts or blank- ets, 3" thick- ness or over
EXPOSED CEILINGS						FLOORS OVER UNEXCAVATED AREAS					
(1) Open attics with over 24" clearance to roof. Drawing 1.....	\$0.14	\$0.12	\$0.08	\$0.14	\$0.11	(Prices do not include cost of retaining material)					
(2) Under flat built up roofs (suspended ceiling); open blowing conditions. (Price includes cost of opening and closing for area.) Drawing 2.....	.14	.12	.08	.14	.11	(15) Batts and blankets. Drawing 15.....	\$0.18	\$0.16	\$0.09	\$0.18	\$0.15
COVERED CEILINGS						(16) 4" fill blown in over retaining material. Drawing 16.....	.16	.14	.08	.16	.13
(Prices include the cost of removing and replacing flooring)						SLOPING AREAS					
(3) Open attics with a single rough flooring and accessible. Drawing 3.....	.15	.13	.09	.15	.12	(Prices do not include opening or closing)					
(4) Open attics with finished single floors. Drawing 4.....	.15	.13	.09	.15	.12	(17) All slopes where closed and finished on the interior side of the rafters. Drawing 17.....	.16	.14	.08	.16	.13
(5) Open attics with double floors, the top floor finished. Drawing 5.....	.18	.16	.12	.18	.15	(18) Open rafters and slopes where batts or blankets are used, such as pocket outside of knee walls where blow is impracticable. Drawing 18.....	.17	.15	.09	.17	.14
FLAT CEILINGS IN CLOSED SPACES						(19) Open rafters and slopes. Application of batts or blankets. Drawing 19 (No retainer used).....	.17	.15	.09	.17	.14
(Prices do not include cost of opening and closing)						KNEE WALLS, PARTITIONS, AND STAIRWELLS AND APPURTENANCES					
(6) Flat ceilings in closed spaces under pitched or sloping roofs where opening in roof is necessary, such as pocket areas behind knee walls, areas under roof ridges or extensions which are practically flat. Drawing 6:						(20) Interior plastered walls where no decoration is necessary except plaster patching. Drawing 20 (Price includes opening and closing of plastered walls).....	.17	.15	.09	.17	.14
(a) Unfloored.....	.14	.12	.06	.14	.11	(21) Knee walls. Drawing 21:					
(b) Floored:						(a) Batts and blankets.....	.16	.14	.08	.16	.13
(i) With single rough floor.....	.15	.13	.07	.15	.12	(b) Blown.....	.14	.12	.07	.14	.11
(ii) With single finished floor.....	.15	.13	.07	.15	.12	(22) Knee walls not accessible. Drawing 22.....	.20	.18	.10	.20	.17
(iii) With double finished floor.....	.16	.14	.08	.16	.13	(23) Stairwells and appurtenances. (Prices include opening and closing of plastered wall):					
(7) Ceilings in closed space under ridge or pitched roofs, where openings for the full length of ridge are necessary because of small clearance between ridge and ceiling areas. Drawing 7. Unfloored.....	.14	.12	.06	.14	.11	(a) Soffits. Drawing 23.....	.19	.17	.10	.19	.16
(8) Flat built up roof type including row house construction and commercial buildings. Drawing 8.....	.14	.12	.06	.14	.11	(b) Walls (Measurement of walls may be taken as rectangular from floor to ceiling).....	.17	.15	.09	.17	.14
(9) Flat roof decks covered with tin, copper or canvas. Drawing 9.....	.15	.13	.07	.15	.12	EXTERIOR WALLS					
(10) Overhang. Drawing 10.....	.15	.13	.07	.15	.12	(Prices include cost of opening and closing)					
(11) Dormer tops. Drawing 11.....	.14	.12	.06	.14	.11	(24) Exterior walls with inner finish whose outer surface is composed of (Drawing 24 to 30):					
(12) Bay window top or bottom. Drawing 12:						(a) Wood or asphalt shingles.....	.19	.17	.15	.19	.16
(a) Top.....	.14	.12	.06	.14	.11	(b) Wood clapboard.....	.24	.20	.15	.24	.21
(b) Bottom.....	.16	.14	.08	.16	.13	(c) Brick or stone veneer.....	.24	.20	.20	.24	.21
FLOORS						(d) Stucco.....	.24	.20	.20	.24	.21
(Prices do not include cost of opening and closing.) (Prices do not include cost of retaining material)						(e) Asbestos cement shingles.....	.22	.18	.18	.22	.19
(13) Any exposed floors over garage ceilings, open porches or similar types of areas where the under side of the area to be insulated is closed and finished. Drawing 13.....	.16	.14	.08	.16	.13	(f) Insulated brick and stone novelty siding.....	.22	.18	.18	.22	.19
(14) Any exposed floors where the areas to be insulated are not closed and finished and where retaining materials are required. Drawing 14.....	.15	.13	.07	.15	.12	(25 and 26) Gable and end walls with inner finish. Drawings 25, 26, and 27.....					
						Apply the prices listed under categories 24 (a) to 24 (f), inclusive, depending upon the type of outer finish.					
						(27) Gable and end walls without inner finish. Drawings 25, 26, and 27. (Batts or blankets).....	.18	.16	.09	.18	.15
						(28) Derner cheeks and faces with inner finish. Drawings 28 and 29.....	.17	.15	.09	.17	.14
						(29) Derner cheeks and faces without inner finish. Drawings 28 and 29. (Batts or blankets).....	.18	.16	.09	.18	.15

NOTE: The maximum prices listed above in tables 1, 2, and 3 are based upon an insulation thickness of 4 inches. For each inch of insulation over 4 inches, when ordered by the purchaser, the seller may make the following additional charges: 1½¢ per square foot for flat areas, 2¢ per square foot vertical areas; and 2¢ per square foot for sealed slopes, while for each inch of thickness under 4 inches, the seller shall deduct 1¢ per square foot. A ¼ inch tolerance may be allowed with respect to any such measurements.

The maximum prices listed above in tables 4 and 5 are based upon an insulation thickness of 3 inches and over. For each inch or fraction of an inch of thickness of batts and blankets under 3 inches, the seller shall deduct 1¢ per square foot.

Where a machine or crew of two or more workers is used on installed insulation jobs, and the total charge as determined in accordance with the maximum prices listed in the tables, set forth above, is \$40 or less, the seller may make an additional charge of \$10 for the job.

¹ Filed as part of the original document.

(b) *Work for which extra charges may be made.* Maximum prices for certain work for which extra charges may be made are shown below in categories (1) to (13), inclusive. The work listed in categories (1) and (2) will ordinarily be done by a sub-contractor but whether done by a seller or a sub-contractor the purchaser of an insulation job shall not be charged more than the seller or the sub-contractor, as the case may be, may lawfully charge under Revised Maximum Price Regulation No. 251. When the work listed in categories (3) to (13), inclusive, is performed by a seller or a sub-contractor, the seller or sub-contractor shall not charge more than the prices set forth in the specific category of work done.

Openings and closings. An extra charge may be made for openings and closings only in those cases where openings and closings are not specifically included in the price applicable to categories (1) to (29), inclusive, set forth in sub-section (a) of this section. The extra charges for openings and closings set forth in categories (1) to (5), inclusive, set forth below in this sub-section (b) include payment for all labor and materials including that used for replacement of material where necessary.

Categories	Maximum prices	
	Manhole size	Strip openings
(1) Metal roofs.....	Lawful price charged by a seller or sub-contractor as determined under RMPR 251.	
(2) Plaster wall or ceiling openings and closings.	Lawful price charged by a seller or sub-contractor as determined under RMPR 251.	
(3) Common wood or asphalt shingles or rolled asphalt roofing.	\$5.00	1 \$0.50
(4) Slate, tile and asbestos shingles.	7.50	2.60
(5) Wood openings or openings through similar materials, including beaded ceilings.		1.50
<i>Retaining materials: Includes material and installation</i>		
(6) Building paper and lath, retaining surface (such as Sisakraft).	<i>Per square foot</i>	
(7) Paper wall boards.	\$.04	
(8) Rock lath (approximately 16" x 48").	.07	
(9) Plaster board and insulating board.....	.11	
<i>Miscellaneous: Includes materials and labor</i>		
(10) Insulate expansion tank.....	5.00	
(11) Insulate knee wall doors with insulating board.	<i>Per opening</i>	
(12) Louvers or ventilators (all types and sizes).	Each	
	\$5.00	
(13) 2 x 4 framing lumber necessary to installation, installed.....	<i>Per lineal foot</i>	
	\$0.20	

¹ Per lineal foot (minimum \$5).

² Per lineal foot (minimum \$7.50).

(c) *Measurements.* It shall be the seller's responsibility to ascertain that all measurements are accurate. Measurements for exterior walls are to be taken over-all, with no deduction for openings, except for sun porch walls, store fronts or similar areas where windows and door areas must be deducted.

In the case of elevator wells, ventilators, skylights, monitors and pent houses on flat roofs the entire such area must be deducted where they are more than 16 square feet in area and extend through the flat ceiling area to be insulated. For attic floors outside gross dimensions may be taken. In measuring the height of knee walls, to the height between floors, joists and rafters add one foot for floor seal piling of granulated insulation. For slopes add six inches to length of clear span for capping intersecting surfaces. For flat ceilings which intersect slopes add one foot to length of span taken at right angles to intersecting slopes. For stairwell walls measurement may be taken as a rectangle from floor to ceiling and not as triangles.

In determining the total of the square foot area for each category of insulation installed a tolerance of 5 percent will be recognized.

(d) *Distant installations.* The maximum prices provided in paragraph (a) of this section shall apply to all installations made within 10 miles of the seller's nearest place of business. For installations at more distant points the following additions may be made. Mileage shall be calculated to the nearest mile.

(i) For installations from 10 to 25 miles distant, 1¢ per square foot.

(ii) For installations from 25 to 100 miles distant, 2¢ per square foot.

(iii) For installations distant 100 miles or more, 3¢ per square foot.

SEC. 5. Guaranteed price. A seller may sell an installed insulation job, covered by this order, on the basis of a guaranteed price but such guaranteed price must not be higher than the maximum prices figured in accordance with the pricing methods and requirements of this order.

SEC. 6. Related and incidental construction work. If on any insulation job, any installed building materials are furnished or any construction services performed by the seller for which specific maximum prices are not fixed by this order, such materials and services shall be separately priced and billed on all invoices and sales slips. The maximum prices for such related and incidental construction work shall be determined under Revised Maximum Price Regulation No. 251, or as fixed by any applicable area pricing order issued by the Regional Administrator of Region VII.

SEC. 7. Notification. (a) Each seller making a sale covered by this order shall, upon completion of the work furnish to the purchaser a statement and keep a copy thereof at his principal place of business, showing the following:

(1) The names and addresses of the seller and purchaser.

(2) The location of the job.

(3) The date the job was completed.

(4) A description of the work performed and the total charged for the installed insulation job, and a separate statement of the related and incidental construction work performed.

(b) If requested by the purchaser, the seller shall furnish the purchaser an itemized statement showing the informa-

tion contained in sub-paragraphs (1), (2), and (3) of paragraph (a) of this section, together with an itemized statement showing the number of square feet, type, thickness and unit price for each category of insulation installed, the total thereof, the area in which installed with reference to the drawing number, and any additional charges made pursuant to this order, together with a separate itemized statement of any related and incidental construction work performed. A copy of any such statements so furnished shall be kept by the seller at his principal place of business.

(c) Each seller making a sale covered by this order, shall, if requested by the purchaser, make available to the purchaser a copy of this order and a copy of Revised Maximum Price Regulation No. 251. Copies for this purpose may be obtained from the Office of the Regional Administrator or from the District Office of the Office of Price Administration.

SEC. 8. Records. Each seller must keep and retain, at his principal place of business, records concerning each sale covered by this order, showing the following:

(1) The name and address of the purchaser.

(2) The location of the job.

(3) A copy of any and all contracts pertaining to each sale.

(4) The time the job was completed.

(5) An itemized statement showing the number of square feet, type, thickness and unit price for each category of insulation installed, the areas in which installed with references to drawing numbers, and the totals thereof.

(6) A separate itemized statement of any related and incidental construction work and the prices charged for such work.

SEC. 9. Prohibitions against sales at higher than maximum prices. On and after the effective date of this order, regardless of any contract or other obligation, no person shall sell or offer to sell installed insulation covered by this order at prices higher than the maximum prices established by this order: *Provided*, That installations made not more than thirty days after the effective date of this order on bona fide contracts executed prior to the effective date of this order shall not be considered to be violations of this order.

SEC. 10. Evasions. (a) Any practice, scheme or device which results in a higher price to the purchaser of installed insulation than is permitted by this order shall be deemed a violation of this order and subjects the seller to all the civil liabilities and the criminal penalties provided by the Emergency Price Control Act of 1942, as amended, and extended.

(b) No seller shall, as a part of the consideration or as a condition of a sale of any of the installed insulation covered by this order, secretly or otherwise receive, either directly or indirectly, any side payment, commission, fee, consideration or other thing of value whatsoever nor shall the seller, either directly or indirectly, acquire or receive the benefit of any services, transportation agree-

ments, or other valuable thing, material or property.

(c) No seller shall eliminate or reduce in any form or manner any maintenance or repair service customarily offered or performed as a part of installed insulation, nor shall the seller lower the quality of the materials furnished below that called for by the specifications or agreement.

(d) No seller shall, by any of the foregoing plans, schemes or devices, or by any other plan, scheme or device, receive or acquire or attempt to receive or acquire anything of value, service, valuable right, property or property right, money or other consideration whatsoever in addition to the maximum prices established in this order for the sale of installed insulation.

SEC. 11. *Less than maximum prices.* Prices lower than the maximum prices for sales covered by this order, may, of course, be charged and paid.

SEC. 12. *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

SEC. 13. *Revocation or amendment.* This order may be revoked, modified or amended at any time by the Price Administrator or the Regional Administrator.

This Order No. G-10 shall become effective December 21, 1945.

Issued this 12th day of December 1945.

RICHARD Y. BATTERTON,
Regional Administrator.

[F. R. Doc. 45-23212; Filed, Dec. 29, 1945;
3:14 p. m.]

[Memphis Order G-1 Under Gen. Order 68]

MAXIMUM PRICES FOR HARD BUILDING MATERIALS IN MEMPHIS, TENN.

For the reasons set forth in the accompanying opinion and under the authority vested in the District Director of the Memphis District Office, Region IV, of the Office of Price Administration by General Order No. 68, as amended, and Delegation Order No. 93 issued November 5, 1945 by the Regional Administrator, Region IV, it is hereby ordered:

SECTION 1. *What this order covers.* This order covers all retail sales by any seller of the commodities specified in the tables set forth in appendices A, B, C and D delivered by any seller whose place of business is located within the city limits of Memphis, Tenn.

SEC. 2. *Definition of retail sales.* For the purposes of this order, a retail sale means a sale to an ultimate user, including among others, commercial users, industrial users and contractors.

No. 4—5

SEC. 3. *Description of items covered by this order.* This order covers the list of hard building materials set forth in the annexed tables, including sand, gravel, concrete blocks, common brick, Portland cement, lime, plaster, gypsum board, sheathing and lath, metal lath, rolled roofing, strip shingles, asbestos and asphalt siding, hollow tile, crushed limestone, chert gravel and farm tile. Other related items may be added from time to time by amendment without reference being made to this section.

SEC. 4. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order. Except to the extent they are inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation shall apply to sales covered by this order.

SEC. 5. *Maximum prices.* The maximum prices for building materials covered by this order are set forth in the tables in appendices A, B, C and D which are annexed to and made a part of this order.

SEC. 6. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the tables in appendices A, B, C and D, which list maximum prices fixed by this order, in each of his places of business within the

city limits of Memphis, Tenn. in a manner plainly visible to all purchasers.

SEC. 7. *Sales slips and records.* Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must continue to do so. Upon request from a customer such seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller, the description of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy, he must keep for at least six months after delivery a duplicate copy of each sales slip delivered by him pursuant to this section.

For any sale of \$50.00 or more each seller regardless of previous custom must keep records showing at least the following:

- (1) Name and address of buyer.
- (2) Date of transaction.
- (3) Place of delivery.
- (4) Complete description of each item sold and price charged.

SEC. 8. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This Order No. G-1 shall become effective December 17th, 1945.

Issued this 14th day of December 1945.

THOMAS M. NASH,
Acting District Director.

APPENDIX A

TABLE

[Maximum prices for specified masonry materials (hard building materials), Memphis, Tennessee, area]

Description of commodity	Size	Delivery unit	Maximum price, delivered to job site within city limits Memphis, Tenn.
Sand (all grades except silica sand)		Truck load	Per ton \$1.40
Concrete gravel (sand and gravel mixed)		do.	2.20
Binder gravel (mashed and screened)		do.	2.20
Concrete blocks	8" x 8" x 12"	do.	Per M \$130.00
	8" x 8" x 16"	do.	170.00
	4" x 8" x 16"	do.	100.00
Common brick		do.	21.00

- (1) Above maximum prices are based upon one delivery to job site of quantities shown as "Delivery Unit".
- (2) All prices subject to 2% cash discount, 10th prox.

APPENDIX B

TABLE

[Maximum prices for specified masonry materials (hard building materials), Memphis, Tennessee, area]

Commodity	Unit weight	Maximum prices delivered to job site within city limits Memphis, Tenn.	
		Less than 5 sacks (a)	5 sacks or more (b)
Portland cement	95 lb. sack	Per sack \$0.925	Per sack \$0.825
Hydrated lime (Mason's lime)	50 lb. sack	.62	.50
Finishing lime	50 lb. sack	.65	.60
Plaster, wall hard	100 lb. sack	1.30	1.15
Finishing plaster	100 lb. sack	1.35	1.20

- (1) Above maximum prices are based upon one delivery to job site of quantities shown in headings of columns (a) and (b).
- (2) All prices are subject to 2% cash discount, 10th prox.

APPENDIX C

TABLE

[Specified hard building materials, Memphis, Tennessee, area]

Description of commodity	Specifications	Quantity to which these prices apply	Maximum prices delivered to job site within city limits, Memphis, Tenn.
Gypsum board	1/2"	Any	<i>M sq. ft.</i> \$50.00
Gypsum sheathing-treated	1/2"	Any	49.50
Gypsum lap sheathing	1/2"	Any	40.00
Plaster base lath	3/8"	Any	27.00
Gypsum board	3/8"	Any	45.00
Metal lath	2.5 lb. (painted)	Any	<i>Sq. yd.</i> \$0.25
	2.5 lb. (copper bearing)	Any	.27
	3.0 lb. (copper bearing)	Any	.30
	3.4 lb. (copper bearing)	Any	.31
<i>Roofing materials</i>			<i>Square</i>
Rolled roofing	90 lb. mineral surfaced	Any	\$2.35
Strip shingles	210 lb. 12"	Any	5.10
	167 lb. 11 1/4" hexagon	Any	3.85
Smooth rolled roofing	45 lb.	Any	1.75
	44 lb. best grade	Any	2.00
	65 lb. best grade	Any	2.25
Asbestos siding	12" x 24" white	Any	9.78
	12" x 24" glazed	Any	10.30
Insulated brick asphalt siding		Any	12.85
Roll brick siding		Any	3.60

All prices are subject to 2% cash discount, 10th prox.

APPENDIX D

TABLE

[Maximum prices for specified hard building materials, Memphis, Tennessee, area]

Commodity	Maximum price car load quantity	Maximum price any quantity delivered job site within city limits Memphis, Tenn.
Hollow tile—scored:		<i>Per M</i>
3 x 12 x 12	\$110.55 per M f. o. b. cars Memphis	\$130.35
4 x 12 x 12	\$117.90 per M f. o. b. cars Memphis	138.70
6 x 12 x 12	\$162.10 per M f. o. b. cars Memphis	190.80
8 x 12 x 12	\$220.25 per M f. o. b. cars Memphis	255.60
8 x 6 x 12	\$117.90 per M f. o. b. cars Memphis	138.70
Crushed limestone	\$2.77 per ton f. o. b. cars Memphis	<i>Per ton</i> \$4.75
Chert road gravel No. 2 above 1"—Pitrun	\$0.65 per ton f. o. b. quarry	4.00
Farm drain tile—4"		<i>Each</i> \$0.10 1/4

All prices are subject to 2% cash discount, 10th prox.

[F. R. Doc. 45-23218; Filed, Dec. 29, 1945; 3:16 p. m.]

[Region VIII Order G-12 Under MPR 329, Amdt. 14]

FLUID MILK IN SAN FRANCISCO REGION

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1351.408 of Maximum Price Regulation No. 329, Order No. G-12 under Maximum Price Regulation No. 329 is amended as follows:

In paragraph (a) (1) the item "Kelso and Longview, \$0.85" is amended to read as follows:

Kelso and Longview:

Dec. 15, 1945, through Mar. 15, 1946. \$0.90
All other periods. .85

This amendment shall become effective December 15, 1945.

Issued this 7th day of December 1945.

BEN C. DUNIWAY,
Regional Administrator.

Approved:

ALDON D. HURLEY,
Acting Officer in Charge, Dairy Branch, Western Region, Production and Marketing Administration, United States Department of Agriculture.

[F. R. Doc. 45-23211; Filed, Dec. 29, 1945; 3:13 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register December 26, 1945.

REGION I

Connecticut Order 1-D, Amendment 1, covering butter. Filed 10:32 a. m.
Connecticut Order 2-O, Amendment 1, covering eggs. Filed 10:32 a. m.

Connecticut Order 3-O, Amendment 1, covering eggs. Filed 10:32 a. m.

Hartford Order 9-F, Amendment 12, covering fresh fruits and vegetables in certain areas in Connecticut. Filed 10:32 a. m.

Hartford Orders 5-F, 6-F, 7-F and 8-F, Amendments 33, covering fresh fruits and vegetables in specified areas in Connecticut. Filed 10:31 a. m.

Providence Order 4-F, Amendment 13, covering fresh fruits and vegetables in certain areas. Filed 10:33 a. m.

Providence Order 3-F, Amendment 31, covering fresh fruits and vegetables in the Providence Metropolitan area. Filed 10:32 a. m.

Providence Order 3-F, Amendment 32, covering fresh fruits and vegetables in certain cities in Rhode Island. Filed 10:33 a. m.

REGION II

Camden Orders 3-F and 4-F, Amendment 63, covering fresh fruits and vegetables in certain counties in New Jersey. Filed 10:33 a. m.

New York Order 13-F, Amendment 16, covering fresh fruits and vegetables in certain counties in New York. Filed 10:36 a. m.

New York Order 13-F, Amendment 17, covering fresh fruits and vegetables in certain counties in New York. Filed 10:37 a. m.

New York Order 9-F, Amendment 44, covering fresh fruits and vegetables in the five boroughs of New York City. Filed 10:34 a. m.

New York Order 10-F, Amendment 44, covering fresh fruits and vegetables in the counties of Nassau and Westchester, New York. Filed 10:36 a. m.

New York Order 9-F, Amendment 45, covering fresh fruits and vegetables in the five boroughs of New York City. Filed 10:36 a. m.

New York Order 10-F, Amendment 45, covering fresh fruits and vegetables in the counties of Nassau and Westchester, New York. Filed 10:36 a. m.

REGION III

Detroit Order 5-F, Amendment 51, covering fresh fruits and vegetables in the counties of Wayne and Macomb, Michigan. Filed 10:42 a. m.

Columbus Order 5-W, Amendment 5, covering certain food items in the Columbus, Ohio area. Filed 10:34 a. m.

Columbus Order 2-O, Amendment 1, covering eggs in the Columbus, Ohio area. Filed 10:42 a. m.

Columbus Order 15, Amendment 18, covering certain food items for the Columbus, Ohio area. Filed 10:41 a. m.

Columbus Order 16, Amendment 18, covering certain food items for certain counties in Ohio. Filed 10:41 a. m.

Louisville Order 21-F, Amendment 1, covering fresh fruits and vegetables in Fayette county, Ky. Filed 10:42 a. m.

Louisville Order 23-F, Amendment 1, covering fresh fruits and vegetables in Boyd county, Ky. Filed 10:43 a. m.

Louisville Order 20-F, Amendment 9, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 10:42 a. m.

Cleveland Order 6-F, Amendment 4, covering fresh fruits and vegetables in Cuyahoga county, Ohio. Filed 10:41 a. m.

Cleveland Order 7-F, Amendment 4, covering fresh fruits and vegetables in certain counties in Ohio. Filed 10:41 a. m.

Charleston Order 17-F, Amendment 39, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 10:40 a. m.

Charleston Orders 15-F and 16-F, Amendment 40, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 10:39 a. m.

Charleston Orders 7-F, 9-F, 10-F and 11-F, Amendment 43, covering fresh fruits and vegetables in certain areas in West Virginia.

Filed 10:37 a. m., 10:37 a. m., 10:39 a. m., and 10:39 a. m.

Louisville Order 22-F, Amendment 1, covering fresh fruits and vegetables in the counties of Campbell and Kenton, Ky. Filed 10:42 a. m.

Louisville Order 3-C, Amendment 8, covering poultry in the area formerly under Lexington District, and Owen and Gallatin counties. Filed 10:43 a. m.

Louisville Order 4-C, Amendment 4, covering poultry in certain counties in Kentucky. Filed 10:43 a. m.

Cincinnati Order 8-F, Amendment 20, covering fresh fruits and vegetables in certain counties in Ohio. Filed 10:40 a. m.

Cincinnati Order 4-F, Amendment 50, covering fresh fruits and vegetables in Hamilton county, Ohio. Filed 10:40 a. m.

REGION IV

Jacksonville Order 14-F, Amendment 9, covering fresh fruits and vegetables in the municipal limits of Jacksonville, Fla. Filed 10:31 a. m.

REGION V

St. Louis Order 3-C, Amendment 1, covering poultry in the city and county of St. Louis, Mo. Filed 10:27 a. m.

St. Louis Order 4-F, Amendment 22, covering fresh fruits and vegetables in the city and county of St. Louis, Mo. Filed 10:27 a. m.

Wichita Orders 13-F through 17-F, Amendment 5, covering fresh fruits and vegetables in certain areas in Kansas. Filed 10:27 a. m., 10:27 a. m., 10:28 a. m., 10:18 a. m and 10:18 a. m.

San Antonio Order 6-C, covering poultry in Bexar county, Texas. Filed 10:36 a. m.

San Antonio Order 6-C, Amendment 1, covering poultry in Bexar county, Texas. Filed 10:35 a. m.

San Antonio Order 3-O, and Amendment 1 thereto, covering eggs in Bexar County, Texas. Filed 10:35 a. m.

San Antonio Order 9-F, Amendment 10, covering fresh fruits and vegetables in Culberson, El Paso, Hudspeth and Presidio Counties, Texas. Filed 10:31 a. m.

San Antonio Order 6-F, Amendment 21, covering fresh fruits and vegetables in Bexar county, Texas. Filed 10:30 a. m.

San Antonio Order 7-F, Amendment 21, covering fresh fruits and vegetables in Austin, Texas. Filed 10:30 a. m.

San Antonio Order 8-F, Amendment 21, covering fresh fruits and vegetables in Corpus Christi, Texas. Filed 10:30 a. m.

Fort Worth Order 3-W, Amendment 3, covering dry groceries for certain counties in Texas. Filed 10:23 a. m.

Fort Worth Order 5-C, Amendment 1, covering poultry in Tarrant county, Texas. Filed 10:23 a. m.

Fort Worth Order 20, Amendment 3, covering dry groceries in certain counties in Texas. Filed 10:22 a. m.

Fort Worth Order 19, Amendment 3, covering dry groceries in certain counties in Texas. Filed 10:22 a. m.

Fort Worth Order 21-F, Amendment 6, covering fresh fruits and vegetables in Lubbock and Potter counties, Texas. Filed 10:22 a. m.

Fort Worth Order 19-F, Amendment 10, covering fresh fruits and vegetables in Taylor, Tom Green and Wichita counties, Texas. Filed 10:22 a. m.

Fort Worth Order 13-F, Amendment 22, covering fresh fruits and vegetables in Tarrant county, Texas. Filed 10:21 a. m.

Little Rock Order 25, Amendment 2, covering dry groceries in Arkansas and Texarkana, Texas. Filed 10:25 a. m.

Little Rock Order 26, Amendment 2, covering dry groceries Arkansas except Texarkana, Arkansas. Filed 10:25 a. m.

Little Rock Order 2-C, Revocation, covering poultry in Arkansas. Filed 10:25 a. m.

Little Rock Order 3-C, Revocation, covering poultry in Arkansas. Filed 10:25 a. m.

Little Rock Order 4-C, Amendment 1, covering poultry in Pulaski county, Arkansas. Filed 10:23 a. m.

Little Rock Order 10-F, Amendment 22, covering fresh fruits and vegetables in Garland county, Arkansas. Filed 10:23 a. m.

Little Rock Orders 12-F, 13-F, 14-F and 15-F, Amendment 14, covering fresh fruits and vegetables in certain counties in Arkansas. Filed 10:24 a. m.

Little Rock Orders 2-O and 3-O, Revocations, covering eggs in Arkansas. Filed 10:26 a. m.

Little Rock Order 4-O, covering eggs in Pulaski county, Arkansas. Filed 10:26 a. m.

Little Rock Order 4-C, covering poultry in Pulaski county, Arkansas. Filed 10:26 a. m.

REGION VI

Milwaukee Order 1-O, Amendment 4, covering eggs in Milwaukee county, Wisconsin. Filed 10:18 a. m.

Milwaukee Order 12-F, Amendment 12, covering fresh fruits and vegetables in the cities of La Crosse and Sparta, Wisconsin. Filed 10:20 a. m.

Milwaukee Order 11-F, Amendment 31, covering fresh fruits and vegetables in Milwaukee county, Racine and Kenosha, Wisconsin. Filed 10:20 a. m.

Milwaukee Order 8-F, Amendment 39, covering fresh fruits and vegetables in Dane county, Wisconsin. Filed 10:20 a. m.

Milwaukee Order 9-F, Amendment 39, covering fresh fruits and vegetables in Sheboygan and Fond du Lac counties, Wisconsin. Filed 10:20 a. m.

Green Bay Order 10-F, Amendment 13, covering fresh fruits and vegetables in Eau Claire and Chippewa Falls, Wisconsin. Filed 10:20 a. m.

Green Bay Orders 7-F, 8-F and 9-F, Amendment 12, covering fresh fruits and vegetables in certain counties in Wisconsin. Filed 10:19 a. m.

Chicago Order 2-F, Amendment 93, covering fresh fruits and vegetables in Cook, DuPage, Kane, Lake, McHenry counties, Illinois and Lake county, Indiana. Filed 10:19 a. m.

Chicago Order 2-F, Amendment 91, covering fresh fruits and vegetables in Cook, DuPage, Kane, Lake, McHenry counties, Illinois and Lake county, Indiana. Filed 10:18 a. m.

Chicago Order 2-F, Amendment 92, covering fresh fruits and vegetables in Cook, DuPage, Kane, Lake McHenry counties, Illinois and Lake county, Indiana. Filed 10:19 a. m.

REGION VIII

Spokane Order 3-C, Revocation, covering poultry in Spokane, Washington. Filed 10:35 a. m.

San Francisco Order W-1, Amendment 10, covering dry groceries in certain areas in California. Filed 10:29 a. m.

San Francisco Order W-1, Amendment 11, covering dry groceries in certain areas in California. Filed 10:30 a. m.

San Francisco Order G-14, Amendment 4, covering dry groceries in certain areas in California. Filed 10:28 a. m.

San Francisco Order 14, Amendment 3, covering dry groceries in certain areas in California. Filed 10:28 a. m.

San Francisco Order 14, Amendment 5, covering dry groceries in certain areas in California. Filed 10:28 a. m.

San Francisco Order 2-C, covering poultry for certain areas in California. Filed 10:28 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46-187; Filed, Jan. 3, 1946;

4:21 p. m.]

[Region I Order G-8 Under RMPR 251]

CARPENTRY REPAIRS, MAINTENANCE, ALTERATIONS AND NEW CONSTRUCTION IN VERMONT

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by sections 9 and 20 of Revised Maximum Price Regulation No. 251, it is ordered:

SECTION 1. *What this order does.* This order fixes maximum prices for all sales of carpentry services done on an hourly basis in the State of Vermont. (See also sections 3 and 4.)

SEC. 2. *Relation to Revised Maximum Price Regulation 251.* Except as otherwise provided in this order, this order supersedes sections 6, 7, 8 and 18 of Revised Maximum Price Regulation No. 251 with respect to sales covered by the order. Except to the extent that they are inconsistent with the provisions of this order, however, all other sections of Revised Maximum Price Regulation No. 251, together with all amendments thereto which have been or may be issued, shall apply to sales covered by this order.

SEC. 3. *Maximum prices for carpentry services not in excess of \$500.00.* Any seller supplying carpentry services in the State of Vermont which are subject to the provisions of Revised Maximum Price Regulation No. 251, and where the total charge does not exceed \$500.00, may (except as is provided in section 5) charge only on the basis of a customer's hourly rate for time actually spent on the job. The maximum customers' hourly rates shall be as follows:

(a) *For sellers in business on December 17, 1945.* (1) For self-employed carpenters with employees, the hourly wage (as defined in section 9 (a)) paid by the seller to journeymen carpenters during the week ending December 15, 1945, plus 40 cents per hour. If the seller paid no such hourly wage during the week ending December 15, 1945, he shall use the hourly wage paid to journeymen carpenters during the earliest preceding week in which such wages were paid.

(2) For carpenter foremen, journeymen carpenters, carpenter-helpers, and laborers, the hourly wage (as defined in section 9 (a)) paid by the seller to each such class of employee during the week ending December 15, 1945, plus 30 cents per hour. If the seller paid no hourly wage during the week ending December 15, 1945, to one of these classes of employees, he shall use the hourly wage paid to that particular class of employees (carpenter foremen, journeymen carpenters, carpenter-helpers, or laborers, as the case may be) during the earliest preceding week in which wages were paid to that class.

(3) For a self-employed carpenter without employees, \$1.25 per hour.

(b) *For sellers not in business on December 17, 1945.* (1) For self-employed carpenters with employees, the hourly wage (as defined in section 9 (a)) paid to journeymen carpenters during the week ending December 15, 1945, by the

most closely competitive seller of the same class in the seller's trading area, plus 40 cents per hour.

(2) For carpenter foremen, journey-men carpenters, carpenter-helpers, and laborers, the hourly wage (as defined in section 9 (a)) paid to each such class of employee during the week ending December 15, 1945, by the most closely competitive seller of the same class in the seller's trading area, plus 30 cents per hour.

(3) For a self-employed carpenter without employees, \$1.25 per hour.

(c) *Subcontractors' services.* (1) The maximum price which a seller may charge for subcontracted services other than those covered by this order shall be the subcontractor's maximum prices established under the applicable regulations or orders, plus the margin which the prime contractor added for the same or comparable subcontractor's service during the period January 1, 1939, to March 31, 1942.

(2) If a prime contractor was not in business during such period, he may add the margin which his most closely competitive seller of the same class added for the same or comparable subcontractor's service (other than the services covered by this order) during the period January 1, 1939, to March 31, 1942.

(3) Records or satisfactory evidence supporting margins must be produced upon request of representatives of the Office of Price Administration.

(d) *Materials.* Maximum prices for materials supplied by the seller of the services covered by this Order shall be the net cost of the materials to the seller (not to exceed the maximum price of his supplier as established by applicable maximum price regulations), plus a mark-up of 10% of that cost.

(e) *For overtime work performed.* Overtime hours of work performed at the customer's request on Saturday, Sunday, or national holidays, or in excess of eight hours on any day from Monday through Friday, may be charged for at the same ratio to straight time which the seller's agreement with his employees legally requires or authorizes him to pay.

(f) *Minimum charge.* For any carpentry service performed which requires less than one man-hour of labor, a minimum charge equal to the maximum customer's rate for one hour may be made.

(g) *Adjustment to the nearest nickel.* When the maximum price calculated under this section is not divisible by 5 cents, it shall be adjusted to the nearest amount so divisible. The fraction of $2\frac{1}{2}$ ¢ in the maximum price may be adjusted upward to the next higher multiple of 5 cents. Thus, if a seller's maximum price when calculated hereunder amounts to \$1.12½, it may be adjusted upward to \$1.15.

SEC. 4. *Sales of carpentry services in excess of \$500.00.* For all sales of carpentry services in excess of \$500.00, the maximum price may be calculated either under section 3 of this order or under section 7 of Revised Maximum Price Regulation No. 251, but in no case may

the total charge exceed the maximum price calculated under section 7 of Revised Maximum Price Regulation No. 251.

SEC. 5. *Guaranteed price.* A seller may offer to sell carpentry services covered by this order on the basis of a guaranteed price, but such guaranteed price must not be higher than the maximum price figured in accordance with the pricing methods and requirements of this order. (See sections 3 and 4.)

SEC. 6. *Price adjustments—(a) Government required or authorized wage increases.* Any seller subject to this order whose hourly wages are increased after December 15, 1945, by reason of a predetermination of wage rates by the Secretary of Labor under the Davis-Bacon Act, or by an order or authorization of the Wage Adjustment Board, National War Labor Board, or the Office of the Stabilization Administrator, or by any other Federal wage stabilization agency, may apply to the Vermont District Office of the Office of Price Administration for permission to add such increase in hourly wages to his customer's hourly rate. He shall submit with his request the authorization of the federal agency permitting the increase and satisfactory evidence that he has actually put the increase into effect. If the application and all the required information is in proper form, the Vermont District Director shall thereupon issue a Letter Order authorizing the applicant to recalculate his customers' hourly rate under section 3 by using the new approved hourly wage.

SEC. 7. *Filing.* Each seller subject to this order shall prepare a statement showing his customers' hourly rate as established by this order and shall keep it for examination by any person during ordinary business hours. A copy of such statement shall be filed with the Vermont District Office of the Office of Price Administration within fifteen days after the effective date of this order. Suggested forms are available upon request.

SEC. 8. *Records and notification—(a) Invoices.* Each seller subject to this order shall upon request furnish each purchaser with an invoice containing all of the following information, and shall keep a copy thereof in his files for inspection by the Office of Price Administration:

- (1) Seller's name and address.
- (2) Date.
- (3) Brief description of each service for which a charge is made.
- (4) The customer's hourly rate and the number of hours for which a charge is made.
- (5) Total labor charge.
- (6) Materials furnished and charges therefor.
- (7) Total charge.

(b) *Notification of compliance.* In the case of any sale subject to this order, the seller shall, where demand is made by the buyer, file a statement with the buyer that the selling price is not in excess of the maximum price determined in accordance with this order.

(c) *Records.* Each seller subject to this order shall, if he has productive em-

ployees, keep the records indicated below and shall make such records available for OPA inspection.

Productive employees are employees who actually do carpentry work, as distinguished from clerical or administrative employees.

- (1) Name of each productive employee.
- (2) Number of hours worked each day by each productive employee.
- (3) Number of hours worked each pay period by each productive employee.
- (4) Total wages paid to each productive employee each pay period.

SEC. 9. *Definitions.* (a) "Hourly wage" means the hourly straight-time wage rate the seller had in effect on October 3, 1942, plus any "legal increase" since that date. The term "legal increase" means:

(1) In the case of employers of eight or less, any wage increase actually put into effect prior to July 20, 1944, plus any increases since that date resulting from predetermination of wage rates by the Secretary of Labor under the Davis-Bacon Act, or authorized by any Federal wage stabilization agency.

(2) In the case of employers of more than eight, any increase resulting from predetermination of wage rates by the Secretary of Labor under the Davis-Bacon Act, or authorized by any Federal wage stabilization agency. In the case of a seller who first became an employer after October 3, 1942, but before December 17, 1945, the term "hourly wage" means his legally proper straight-time wage rate.

(b) *Most closely competitive seller of the same class.* "Seller of the same class" means a seller performing the same function, of similar type, and furnishing the same type of services to the same class of purchaser.

A seller's "most closely competitive seller of the same class" shall be a seller of the same class who (1) is furnishing the same or similar services, (2) is closely competitive in the sale of such services, and (3) is located nearest to the seller.

SEC. 11. *Exclusion.* This order does not cover any sale of carpentry services made pursuant to a written contract executed within thirty days prior to the effective date of this order, nor deliveries thereunder, nor the record-keeping requirements in connection therewith, if all of the work under such a contract is completed within thirty days after the effective date of this order and if the price for the sale under such contract and the record-keeping in connection therewith is in compliance with the provisions of Revised Maximum Price Regulation No. 251.

SEC. 12. *Amendment.* This order may be amended, revised or revoked at any time.

This order shall become effective January 2, 1946.

Issued this 19th day of December 1945.

H. P. CART,
Acting Regional Administrator.

[F. R. Doc. 45-23210; Filed, Dec. 29, 1945; 3:13 p. m.]

[Region VI Order G-27 Under RMPR 122]

SOLID FUELS IN CHICAGO REGION

Pursuant to the authority vested in the Regional Administrator of Region VI by § 1340.260 of Revised Maximum Price Regulation No. 122, as amended, and for reasons stated in an opinion issued herewith, it is ordered:

(a) *What this order does.* This order adjusts the maximum prices for the sale of certain types of Pennsylvania anthracite as specified below by dealers who obtain such fuel from the mines by all-rail facilities; the order also adjusts the maximum prices for the sale of all bituminous coal by dealers who obtain such coal at or from docks on that part of the west bank of Lake Michigan north of and including Waukegan, Illinois, or the United States side of Lake Superior. The adjustment applies only to the above dealers whose maximum prices for the sale of such solid fuels are now established under area pricing orders of Region VI of the Office of Price Administration.

(b) *Geographical applicability.* This order applies to all sales in which the buyer receives physical delivery within the areas covered by each area pricing order in Region VI, which includes the States of Illinois, Iowa, Minnesota, Nebraska, North Dakota, South Dakota, Wisconsin, and Lake County, Indiana.

(c) *Price adjustments.* Dealers whose maximum prices for the sale of solid fuel are established by any of Region VI Order Nos. G-1 to G-16 under Revised Maximum Price Regulation No. 122, as amended, and appendices thereto, and any other Region VI area pricing orders issued under that regulation, are hereby permitted to increase their maximum prices as specified below:

(1) On sales of the following types of Pennsylvania Anthracite fuel by dealers who obtain such fuel from mines over all-rail facilities the maximum prices may be increased as follows:

	Per ton (cents)
(i) Egg, stove, and chestnut.....	15
(ii) Pea.....	15
(iii) Buckwheat.....	10
(iv) Rice.....	5

(2) On sales of all Bituminous coal obtained by dealers at or from docks on the west bank of Lake Michigan north of and including Waukegan, Illinois or the United States side of Lake Superior the maximum prices may be increased by five (5 cents) cents per ton over those set out in section (c) (1) of this order.

(d) This Order No. G-27 shall remain in effect in each area covered by a Region VI area pricing order until such area order is amended to reflect the price increase permitted herein and to supersede this Order No. G-27.

(e) *Effect of order on Revised Maximum Price Regulation No. 122.* Insofar as any provision of this order may be inconsistent with the provisions of Revised Maximum Price Regulation No. 122, as amended, the provision contained in this order shall be controlling. Except as herein otherwise provided, the provisions of Revised Maximum Price

Regulation No. 122, as amended, shall remain in full force and effect.

(f) This order may be revoked, amended, or modified at any time.

This Order No. G-27 shall become effective retroactively as of December 1, 1945.

Issued this 17th day of December 1945.

R. E. WALTERS,
Regional Administrator.

[F. R. Doc. 45-23215; Filed, Dec. 29, 1945;
3:15 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File Nos. 52-26, 70-1056]

YORK RAILWAYS CO. ET AL.

ORDER AMENDING FINDINGS

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 3rd day of January, 1946.

In the matters of York Railways Company; File No. 52-26. York Railways Company, Edison Light and Power Company, York Steam Heating Company, Glen Rock Electric Light and Power Company, Metropolitan Edison Company, NY PA NJ Utilities Company; File No. 70-1056.

The Commission having on December 10, 1945, issued its findings and opinion and order in this matter, published as Holding Company Act Release No. 6285; and the Commission deeming it necessary to revise its Findings in certain respects;

It is ordered, That said findings and opinion of the Commission be, and they hereby are, amended in the following respects:

(1) The third paragraph appearing on page 9 of said release is amended to read:

It was testified that since the system's acquisition of the common stock of York Railways there have been no dividend payments on such common stock. The record further indicates that, except for certain substantial payments made in connection with rate litigation involving Edison Light, the payments made by York Railways and its subsidiaries to service companies and similar enterprises during the period that the company was part of the Agecorp system were inconsiderable. Some dividends on the preferred stock were obtained by system companies, but the aggregate amount of preferred stock dividends received between the dates of acquisition and December 31, 1936, which was the last date upon which such dividends were paid, was approximately \$145,000.

(2) Footnote 8 is amended by striking the last paragraph.

(3) Footnote 9 is amended to read as follows:

In connection with our consideration of whether any superior equities are available to public holders of York Railways common stock, we have also considered the appropriateness of limiting to cost the system holdings of senior securities, but we have concluded, apart from its appropriateness, that

such limitation would not effect any change in our conclusion that the plan is fair and equitable.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 46-206; Filed, Jan. 4, 1946;
11:21 a. m.]

[File Nos. 54-140, 54-65, 59-6]

UNITED GAS IMPROVEMENT CO. ET AL.

ORDER NAMING PARTY TO PROCEEDING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 2nd day of January 1946.

In the matter of The United Gas Improvement Company; File Nos. 54-140; 54-65. The United Gas Improvement Company and Subsidiary Companies, Respondents; File No. 59-6.

The Commission having on December 14, 1945 issued its notice of filing and order for hearing on an application for approval of a plan filed pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935 by The United Gas Improvement Company, a registered holding company, said plan involving a proposed offer to exchange for each unit of ten shares of outstanding capital stock of The United Gas Improvement Company, up to and including 750,000 shares of such stock, certain portfolio securities; and

The United Corporation, a registered holding company owning 26.1% of the outstanding voting securities of The United Gas Improvement Company, having requested permission to be admitted as a party to the above-entitled proceedings; and

It appearing to the Commission that it is appropriate in the public interest and the interests of investors and consumers that The United Corporation be admitted as a party herein;

It is ordered, That The United Corporation be, and hereby is, admitted as a party to the above-entitled proceedings.

By the Commission.

[SEAL]

NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 46-204; Filed, Jan. 4, 1946;
11:21 a. m.]

[File No. 59-82]

MEMPHIS STREET RAILWAY CO.

ORDER POSTPONING DATE FOR FILING ANSWER AND POSTPONING HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia 3, Pa., on the 29th day of December, A. D., 1945.

The Commission having, by order entered November 13, 1945, instituted proceedings pursuant to sections 11 (b) (2), 12 (c), 15 (f) and 20 (a) of the Public Utility Holding Company Act of 1935, naming The Memphis Street Railway Company as respondent; said order requiring, among other things, that said

respondent file with the Secretary of the Commission, on or before January 2, 1946, its answer with respect to the allegations contained in paragraphs numbered 1 to 12 inclusive of the order, and having directed that a hearing be held on January 8, 1946; and

The Commission having been requested by the respondent to extend the time within which such answer may be filed until February 4, 1946 and to postpone the hearing directed to be held until such date as is deemed appropriate by the Commission, and respondent having undertaken to mail prompt notice to its stockholders of any postponement granted by the Commission; and

The Memphis Street Railway Company having stated that it has been, and presently is, engaged in efforts to work out, in conjunction with its preferred and common stockholders, a plan that will meet satisfactorily the issues raised in said order dated November 13, 1945, that additional time in which to formulate such plan is necessary, that respondent cannot answer adequately, as required in said order, until such plan is developed and that the issues raised in said order can be met best by submission of such plan for approval by the Commission; and

The Commission deeming it appropriate under the circumstances that the dates for filing such answer and for the hearing herein be postponed;

It is ordered, That the period of time within which the respondent, The Memphis Street Railway Company, shall file with the Secretary of the Commission its answer with respect to the allegations contained in paragraphs numbered 1 to 12 inclusive of said order dated November 13, 1945, be, and it hereby is, extended to and including February 4, 1946, and that the hearing in this matter, previously directed to be held on January 8, 1946, be, and the same hereby is, postponed to February 19, 1946, at 10:30 a. m., e. s. t., at the same place and before the same trial examiner as heretofore designated.

It is further ordered, That the time within which any person desiring to be heard or otherwise to participate in the above entitled proceeding shall notify the Commission, in the manner provided in Rule XVII of the Commission's rules of practice, be, and it hereby is, extended to and including January 31, 1946.

It is further ordered, That the respondent, The Memphis Street Railway Company, give prompt notice of said postponements by mailing a copy of this order to each of its stockholders at his last known address, and that the Secretary of the Commission shall serve notice of the entry of this order by mailing a copy thereof, forthwith, by registered mail to the Board of Commissioners of the City of Memphis, Tennessee.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 46-205; Filed, Jan. 4, 1946;
11:21 a. m.]

[File No. 70-1199]

WEST PENN SECURITIES DEPT., INC. ET AL.
ORDER GRANTING APPLICATION AND PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 28th day of December, A. D. 1945.

In the matter of West Penn Securities Department, Inc. West Penn Power Company, The West Penn Electric Company; File No. 70-1199.

The West Penn Electric Company ("Electric"), a registered holding company and a subsidiary of American Water Works and Electric Company, Inc., also a registered holding company, West Penn Securities Department, Inc. ("Securities"), a non-utility subsidiary of Electric, and West Penn Power Company ("Power"), a registered holding company, an electric utility company and a subsidiary of Electric, having filed a joint application-declaration and amendments thereto pursuant to the Public Utility Holding Company Act of 1935 and the rules and regulations promulgated thereunder, relating to the proposal of Securities to sell and of Power to acquire, for a cash consideration of \$850,000, certain office buildings, land and equipment located in Pittsburgh, Pennsylvania following which transaction Securities proposes to liquidate and, after making provision for the payment of its debts, distribute its assets to Electric, owner of all its capital stock and long term indebtedness; and the proposals of Electric as steps in the liquidation of Securities, to acquire the 94 shares of 6% Cumulative Preferred Stock of Electric owned by Securities and to donate to Securities all of the capital stock of Securities, now owned by Electric; and

Said application-declaration having been filed on the 29th day of November, 1945, and the last amendment thereto having been filed on the 27th day of December, 1945, and notice of said filing having been duly given in the form and manner prescribed by Rule U-23 promulgated pursuant to said act, and the Commission not having received a request for a hearing with respect to said joint application-declaration within the period specified in said notice or otherwise, and not having ordered a hearing thereon; and

The Commission finding that the proposed transactions are not in contravention of the act or any rules or regulations promulgated hereunder, that the proposed transactions satisfy the requirements of sections 10, 12 (c), 12 (f) and 12 (g) of the act and the rules thereunder insofar as they are applicable, and that it is appropriate in the public interest and in the interests of investors and consumers that said application be granted and said declaration be permitted to become effective;

It is hereby ordered, Pursuant to said Rule U-23 and the applicable provisions of said act and subject to the terms and

conditions prescribed in Rule U-24, that the aforesaid application be, and the same hereby is, granted, and that the aforesaid declaration be, and the same hereby is, permitted to become effective forthwith.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 46-203; Filed, Jan. 4, 1946;
11:21 a. m.]

[File No. 70-1210]

NORTH AMERICAN CO.

ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 28th day of December 1945.

The North American Company, a registered holding company, having filed a declaration pursuant to sections 6 (a), 7, 12 (c) and 12 (d) of the Public Utility Holding Company Act of 1935 and Rules U-42 and U-44 thereunder regarding the following proposed transactions:

The North American Company proposes to borrow from certain lending banks, the holders of its presently outstanding Bank Loan Notes, \$32,000,000 at 1 3/4% interest to be evidenced by Bank Loan Notes, Series G and to apply the net proceeds of such loans, together with other current assets, to the retirement of all of its outstanding shares of Preferred Stock, 5 3/4% Series, at the redemption price of \$38,300,900 including a premium aggregating \$3,481,900 (\$5 per share on 696,380 shares). The North American Company further proposes to issue Bank Loan Notes, Series F, in the aggregate principal amount of \$20,625,000 at 1 3/4% interest in exchange for its presently outstanding Bank Loan Notes, Series A, B, C, D, and E in an equal aggregate principal amount, bearing 2% interest. Such Bank Loan Notes of Series F and G are to be secured by a deposit of shares of common stock of Union Electric Company of Missouri, The Cleveland Electric Illuminating Company, Wisconsin Electric Power Company and Washington Railway and Electric Company with The Chase National Bank of the City of New York, as Custodian, as collateral to be maintained at 125% (calculated at fair value) of the unpaid principal amount of the Bank Loan Notes. Such lending banks further agree to lend The North American Company, at its election, within two years from the effective date of the new loans an additional \$8,000,000 to be evidenced by Bank Loan Notes, Series G.

Said declaration having been filed on the 13th day of December, 1945, and notice of filing having been duly given in the manner and form prescribed by Rule U-23 under the act and the Commission not having received a request for hearing with respect to the declara-

tion within the period specified in such notice or otherwise and not having ordered a hearing thereon; and

The Commission deeming it appropriate in the public interest and in the interest of investors and consumers to permit said declaration to become effective and finding with respect to said declaration that the requirements of sections 6 (a), 7, 12 (c) and 12 (d) are satisfied:

It is hereby ordered. That, pursuant to Rule U-23 and the applicable provisions of the act and subject to the terms and conditions prescribed in Rule U-24, said declaration be and the same is hereby permitted to become effective forthwith, *Provided, however,* That such order shall not be construed as authorizing The North American Company to borrow any part of the additional \$8,000,000 provided for in the agreement

with the lending banks, except upon further application by The North American Company and further order of the Commission.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 46-207; Filed, Jan. 4, 1946;
11:21 a. m.]

